

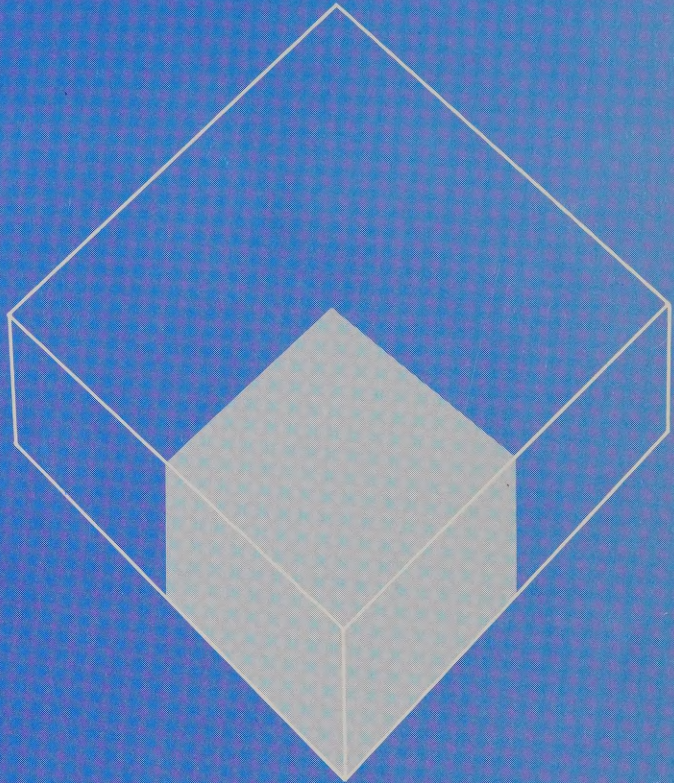
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FEDERAL REGULATORY PLAN

Office of Privatization
and Regulatory Affairs



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Canada



Federal Regulatory Plan 1988

Minister of State
(Privatization) and
Minister Responsible for
Regulatory Affairs



© Minister of Supply and Services Canada 1987

Prepared by
The Office of Privatization
and Regulatory Affairs

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Regulations have a major impact on the lives of all Canadians. It is therefore important for everyone to know about new regulations, and changes to old ones, that may happen in the next year.

As Minister responsible for Regulatory Affairs, I feel strongly that Canadians should have an opportunity to participate in the regulatory process at an early stage, and thus I am pleased to be able to introduce this second annual *Federal Regulatory Plan*.

The *Plan* contains the essential information about regulatory changes that are likely to come forward in 1988, and gives the name, address, and telephone number of the contact person for each one. Our intention is to make it possible for individuals, groups and associations to have direct contact with government departments while regulations are being prepared.

As a result of last year's *Plan*, and the information provided by its readers, the government was able to make significant improvements in its regulatory efforts. I hope that this *Plan* for 1988 will reach even more Canadians, and stimulate even more comments. The purpose of regulation is to make our society work better, not to make things worse, and it is in everybody's interest to make sure that we do it as well as possible.

This *Plan* is your invitation to participate directly in Canada's regulatory system.

Yours sincerely,

A handwritten signature in dark ink that reads "Barbara J. McDougall." The signature is written in a cursive, flowing style.

Barbara J. McDougall

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INTRODUCTION

The *Federal Regulatory Plan* is one of the most important results of the government's decision to reform the regulatory process in Canada by making it more open to public participation and more responsive to the needs of today's society.

Last year's *Plan*, the first of its kind, allowed the government to consult interested parties before regulations became developed to the point where they were difficult to change. The information that readers provided to departments about their proposals resulted in significant improvements to many of them.

In response to comments from last year, the 1988 *Plan* has a new format. But its purpose remains the same: to find out from Canadians what their views are on new regulations, proposed amendments to existing regulations, and reforms of the regulatory system, and to make sure that ministers are informed of those views before decisions are taken.

The *Plan* provides an early opportunity for the public to participate in the development of regulations. A further chance comes when the text and the impact analysis of the regulation are "prepublished" in Part I of the *Canada Gazette*. At this stage, interested parties are able to see the actual wording of the proposed regulation and to weigh its probable effects. Both stages are important opportunities to intervene in the regulatory process and to ensure that possible unintended consequences of regulations are not overlooked.

It should be noted that while this *Plan* is meant to inform the public about the government's regulatory intentions, it does not constitute a formal undertaking or commitment by the federal government to initiate or change regulations or legislation.

Requests for further information or comments on specific regulatory proposals should be directed to the contact person identified at the end of each initiative.

Suggestions and comments about format, approach and other matters related to this volume may be addressed to:

Regulatory Affairs Branch
155 Queen Street, 5th Floor
Office of Privatization and Regulatory Affairs
Ottawa, Ontario
K1A 1J2

GUIDING PRINCIPLES

The policy which guides federal regulatory action is aimed at promoting greater economic and administrative efficiency while maintaining the protection of the public. The following guiding principles, constituting the policy were announced on February 17, 1986.

1. Regulation is and will remain a necessary and important instrument for achieving the government's social and economic objectives. However, the government intends to "regulate smarter".
2. The government recognizes the vital role for an efficient marketplace and a dynamic entrepreneurial spirit and that regulation should not impede these values without the most persuasive justification.
3. The government intends to limit as much as possible the overall rate of growth and proliferation of new regulation while protecting the public wherever appropriate.
4. With regard to existing regulatory programs, priority will be placed on reforming ineffective or economically counter-productive regulation, but there will be no program of wholesale deregulation. On a case-by-case basis, there will be reduced regulation where the practical interests of the economy and job creation call for it, just as there will be improved and even intensified regulation where public protection requires it.
5. Regulation entails social and economic costs and the government will evaluate these costs to ensure that benefits clearly exceed costs before proceeding with new regulatory proposals.
6. Regulation is legislation and, as such, will be brought more fully under the control of elected government representatives and subject to more effective review by Parliament.
7. The public has an important role to play in the development of regulation and the government will increase public access and participation in the regulatory process while simplifying procedures and restricting legalities to a minimum.
8. The federal regulatory system will be streamlined and made more efficient and effective to reduce costs, uncertainties, and delays.
9. The government will place priority on increased regulatory cooperation with the provinces with a view to addressing the overall regulatory burden on Canadians and eliminating wasteful duplication.
10. A minister will henceforth be assigned specific responsibility for regulatory affairs including improved management of the system and overall implementation of the government's regulatory policy and reform strategy. Individual ministers with regulatory mandates will be responsible for implementing and exercising their responsibilities in conformity with the spirit and objectives of this policy.

THE CITIZEN'S CODE OF REGULATORY FAIRNESS

1. Canadians are entitled to expect that the government's regulation will be characterized by minimum interference with individual freedom consistent with the protection of community interests.
2. The government will encourage and facilitate a full opportunity for consultation and participation by Canadians in the federal regulatory process.
3. The government will provide Canadians with adequate early notice of possible regulatory initiatives.
4. The government will take measures to ensure greater efficiency and promptness in discretionary and adjudicative regulatory decision-making.
5. Once regulatory requirements have been established in law, the government will communicate to Canadians, in clear language, what the regulatory requirements are, and why they have been adopted.
6. The rules, sanctions, processes, and actions of regulatory authorities will be securely founded in law.
7. The government will ensure that officials responsible for developing, implementing or enforcing regulations are held accountable for their advice and actions.
8. The government will take all possible measures to ensure that businesses of different size are not burdened disproportionately by the imposition of regulatory requirements.
9. The government will ensure that the governments of the provinces and territories are given early notice of and an adequate opportunity to consult on federal regulatory initiatives affecting their interests.
10. The government will not use regulation unless it has clear evidence that a problem exists, that government intervention is justified and that regulation is the best alternative open to the government.
11. The government will ensure that the benefits of regulation exceed the costs and will give particularly careful consideration to all new regulation that could impede economic growth or job creation.
12. The government will avoid introducing regulations that control supply, price, and entry and exit in competitive markets except when overriding national interests are at stake.
13. The sanctions and enforcement powers specified in federal regulatory legislation will be proportionate and appropriate to the seriousness of the violation.
14. The government will enhance the predictability of the exercise of discretionary powers by federal regulatory authorities and ensure to the maximum extent possible inter-regional consistency in the administration of regulations.
15. The government will encourage the public to exercise its duty to criticize ineffective or inefficient regulatory initiatives, and to offer suggestions for better or "smarter" ways of solving problems and achieving the government's social and economic objectives.

REGULATORY AGENCIES

Regulatory agencies are independent of government departments. They make orders and regulations having a broad application over the sector they regulate. In addition to rule-making, they adjudicate specific issues which have been brought before them.

The 1988 *Federal Regulatory Plan* presents the planned rule-making activities of the following federal regulatory agencies which have voluntarily provided 1988 plans:

Atomic Energy Control Board (AECB)
Canadian Human Rights Commission (CHRC)
Canadian Radio-television and Telecommunications Commission (CRTC)
National Energy Board (NEB)
National Transportation Agency (NTA)

The adjudicative activities of these and other federal regulatory agencies, such as specific licensing, rate change, and labour relations decisions, respond to private sector initiatives and cannot, therefore, be planned in advance. Readers are therefore encouraged to consult directly with the relevant agency to obtain information on adjudicative activities. In some instances, notices of these activities are published in Part I of the *Canada Gazette*.

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Roles and Responsibilities

The department is responsible for developing and implementing policies and programs conducive to the development of business opportunities in the agri-food sector, in a manner that assures a dependable supply of safe, nutritious food at reasonable prices to consumers and equitable returns to producers and processors. Departmental services focus on the maintenance and establishment of national programs for the benefit of the agri-food sector, as well as on regional and international development. In addition, the department attempts to enhance programs within the overall framework of federal government policies, priorities and commitments in the areas of socio-economic development, emergency situations and international relations.

In fulfilling its role, the department is responsible to three principal client groups: producers; processors, distributors, wholesalers and retailers; and consumers.

The overall objective of the department is to provide a stable economic environment for sound business decisions by Canadian agricultural producers. The safety, quality and marketability of agri-food products are important priorities of the department. Emphasis has also been placed on income stabilization programs and program measures to assist in the financial and credit needs of agricultural operations.

To fulfill its role in the forestry sector, the department works directly with the provinces and the forest industry to promote and improve the economic utilization of Canada's forest resources through environmentally sound forest management.

Legislative Mandate

The following are the acts which are administered by the Department of Agriculture:

- Advance Payments for Crops Act
- Agricultural Products Board Act
- Agricultural Products Cooperative Marketing Act
- Agricultural Products Marketing Act
- Agriculture Stabilization Act
- Animal Disease and Protection Act
- *Appropriation Acts
- Canada Agricultural Products Standards Act
- Canada Grain Act
- Canadian Dairy Commission Act
- Canadian Wheat Board Act
- *Criminal Code
- Crop Insurance Act
- Department of Agriculture Act
- Experimental Farm Stations Act
- Farm Credit Act
- Farm Debt Review Act
- Farm Improvement and Marketing Cooperatives Loans Act
- Farm Loans Interest Rebate Act
- Farm Products Marketing Agencies Act
- Farm Syndicates Credit Act

- Feeds Act
- Fertilizers Act
- *Financial Administration Act
- Forestry Development and Research Act
- Fruit, Vegetable and Honey Act
- Government Organization Act
- Grain Futures Act
- Hay and Straw Inspection Act
- Humane Slaughter of Food Animals Act
- Inland Water Freight Rates Act
- Livestock and Livestock Products Act
- Livestock Feed Assistance Act
- Livestock Pedigree Act
- Meat Import Act
- Meat Inspection Act
- Pest Control Products Act
- Pesticide Residue Compensation Act
- Plant Quarantine Act
- Prairie Farm Rehabilitation Act
- Prairie Grain Advance Payments Act
- Seeds Act
- Two-Price Wheat Act
- Western Grain Stabilization Act

AGRICULTURE DEVELOPMENT BRANCH

001-AGR

AGRICULTURAL PRODUCTS MARKETING ACT: MARKETING ORDERS

Various delegations of authority to regulate the marketing of agricultural commodities in interprovincial and export markets are anticipated throughout 1988. There are currently 73 orders operating under the act, and approximately ten additional orders are forecast for 1988.

Anticipated Impact: Increased organization and other improvements in the marketing systems for agricultural products, in both interprovincial and export trade, are anticipated.

Statutory Authority: Agricultural Products Marketing Act - R.S., c.6, s.1.

Expected Date of Publication: Various dates throughout the year.

Contact: Mr. Marc McCarthy, Special Programs, Agriculture Development Branch, Sir John Carling Building, 930

* Acts which themselves are not administered by the Department of Agriculture, but having one or more regulations which are.

Carling Avenue, Ottawa, Ontario, K1A 0C5. Tel.: (613) 995-9554.

002-AGR

DAIRY HERD INSPECTION FEES ORDER: FEE CHANGE

This amendment will increase the fees from \$20 per cow per year to \$22 per cow and minimum herd fees to \$550 per year for herdowners enrolled on the Record of Performance (ROP) Dairy program. The estimated cost of providing service to herds in all provinces outside Ontario for the year ending March 31, 1985, was \$41 per cow. The increased fee schedule will maintain the support level at approximately fifty percent (50%) of the program costs and assist in achieving cost recovery target levels for the program. There is no sunset provision included. Negotiations are currently underway with provincial or regional producer organizations which should lead to the privatization of the ROP Dairy program by March 31, 1989. The Dairy Herd Inspection Fees Order will be eliminated once these privatization initiatives are finalized.

Anticipated Impact: It is anticipated that two to five percent of the herdowners currently enrolled on the ROP program will withdraw and transfer to less expensive owner-sampler programs at the time of their anniversary dates. These herdowners can obtain testing service on these alternative milk recording programs.

Statutory Authority: Financial Administration Act. R.S.C. c. F-10 and Minister of Agriculture Authority to Prescribe Fees Order.

Expected Date of Publication: November, 1988.

Contact: Mr. Malcolm MacGregor, Director, Livestock Development Division, Agriculture Development Branch, Fontaine Building, Hull, Quebec, K1A 0C5. Tel.: (613) 995-9554.

CANADIAN WHEAT BOARD

003-AGR

CANADIAN WHEAT BOARD REGULATIONS: INITIAL PAYMENTS

Initial payments received by grain producers upon delivery of Canadian Wheat Board grains are guaranteed by the government. Initial payments for the six base grades are fixed annually by regulation.

Anticipated Impact: Initial payments determine the level of payment received by producers on delivery and thus may have a bearing on the income of Western grain producers. Fixed in relation to expected market returns, they represent guaranteed floor prices for deliveries during the crop year, with any surpluses on CWB pooling operations subsequently distributed to producers as final payments.

Statutory Authority: Canadian Wheat Board Act R.S.C. c. C-12, s.25.

Expected Date of Publication: It is anticipated that the regulation establishing 1988-89 initial payments will be published in July, 1988.

Contact: J.W. Ross, Deputy Director, Grain Marketing Bureau, Market and Policy Analysis Division, Department of External Affairs, 235 Queen St., Ottawa, Ontario, K1A 0G2. Tel.: (613) 995-8352.

004-AGR

CANADIAN WHEAT BOARD REGULATIONS: DESIGNATED OATS

Changes are planned in 1988 for the grade names and grade specifications for oats prescribed under the Canada Grain Act. This will necessitate amendment to the CWB regulation naming the grades of oats eligible to be marketed through the designated oats pool (selected oats for use in processing and milling for human consumption).

Anticipated Impact: This amendment will not alter the application of the CWB regulations. Oats producers will continue to have the option of selling their higher quality oats through the designated oats pool, with minimal change arising from the re-alignment of oats grades.

Statutory Authority: Canadian Wheat Board Act R.S.C. c. C-12, s.32.1(1).

Expected Date of Publication: It is anticipated that this regulation will be prepublished in January, 1988.

Contact: J.W. Ross, Deputy Director, Grain Marketing Bureau, Market and Policy Analysis Division, Department of External Affairs, 235 Queen St., Ottawa, Ontario, K1A 0G2. Tel.: (613) 995-8352.

FOOD PRODUCTION AND INSPECTION BRANCH

005-AGR

NON-FOOD-RELATED REGULATIONS: UNIFORMITY

In mid-1986 a committee was established to bring uniformity to all non-food-related regulations administered by the Food Production and Inspection Branch. More specifically, the objective is to provide uniformity of requirements and terminology, wherever possible, in all common areas of these regulations. Such uniformity will make the regulations easier to manage and to understand, both for departmental staff and for the industries to which the regulations apply. A similar project covering food-related regulations is now nearing completion.

Anticipated Impact: These amendments will serve to bring uniformity of wording and similarity of content and format to these regulations, wherever such is possible. This will make the regulations easier to understand and common themes easier to locate for the general public, affected industries and departmental staff as well. This initiative espouses the concept underlying the Citizens' Code of Regulatory Fairness.

Statutory Authority: Animal Disease and Protection Act, R.S.C. 1970, c. A-13; Feeds Act, R.S.C. 1970, c. F-7; Fertilizers Act, R.S.C. 1970, c. F-9; Pest Control Products Act, R.S.C. 1970, c. P-10; Plant Quarantine Act, R.S.C. 1970, c. P-13; Seeds Act, R.S.C. 1970, c. S-7.

Expected Date of Publication: It is anticipated that pre-publication of these uniform regulations will be phased in between July and December, 1988.

Contact: William R. Copping, Director, Regulatory Affairs Division, Food Production and Inspection Branch, Agriculture Canada, 930 Carling Avenue, Ottawa, Ontario, K1A 0C5. Tel.: (613) 992-2114.

006-AGR

ANIMAL DISEASE AND PROTECTION REGULATIONS: DEREGULATION

The following amendments will reduce the burden of the regulations on people who import animals, animal products and animal by-products into Canada or who transport animals within Canada: a) the requirements for importation of breeding cattle from the United States will be amended to recognize geographical zones which represent different disease risks; b) the requirements for the importation of feeder cattle from the United States under reduced health requirements, will be amended as a result of problems identified during the 1987-88 impor-

tation of feeder cattle; c) the section allowing Canadian animals to return Canada after short visits to the United States will be amended to increase the number of species to which this exemption is granted and to strengthen the present requirements that animals must meet to enter Canada under these reduced health conditions; d) the section which provides for reduced health certification for animals entering Canada for immediate slaughter will be amended to extend the provision for swine imported from Alaska and for wild ruminants imported from the United States; e) the requirement for routine cleaning and disinfection of vehicles, crates or containers used to transport livestock within Canada will be removed except under specified conditions and upon the order of an inspector.

Anticipated Impact: The anticipated impact of all the above amendments will be to reduce the regulatory burden of the regulations while ensuring serious economic diseases do not enter Canada.

Statutory Authority: Animal Disease and Protection Act, R.S.C. 1970, c. A-13.

Expected Date of Publication: The expected date of publication for regulation a) is June 1, 1988; for regulation b) Sept. 1, 1988; for regulation c) June 1, 1988; for regulation d) July 1, 1988; for regulation e) May 1, 1988.

Contact: Dr. Brian Peart, Animal Health Division, Halldon House, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433.

007-AGR

ANIMAL DISEASE AND PROTECTION REGULATIONS: CLARIFICATION

The following amendments will be made to ensure that the regulatory authority for the present program is clear. The section dealing with foreign animals transiting Canada will be amended to clarify the regulatory basis for our present control program. The section controlling the importation of veterinary biologics will be clarified to ensure that present policy of controlling all purified or processed material of animal origin or micro-organisms that were exposed to material of animal origin be firmly based in regulatory authority. The regulatory authority dealing with the importation of garbage containing animal products or by-products will be amended to clarify the routine control requirements and to provide conditions for the disposal in emergency situations.

Anticipated Impact: The anticipated impact of all the above amendments will be low since they are designed to clarify existing practices and do not substantially change the present programs.

Statutory Authority: Animal Disease and Protection Act, R.S.C. 1970, c. A-13.

Expected Date of Publication: All July 1, 1988.

Contact: Dr. Brian Peart, Animal Health Division, Halldon House, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433.

Contact: Dr. Brian Peart, Animal Health Division, Halldon House, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433.

008-AGR

ANIMAL DISEASE AND PROTECTION REGULATIONS: IMPORT ANIMAL PRODUCTS AND BY-PRODUCTS

The regulations will be amended to: a) ensure that the regulatory base for the present control program dealing with the importation of animal products is satisfactory; b) allow the department to issue permits for the importation of certain animal products from countries provided the products meet conditions set out in those permits; c) the regulations dealing with the importation of animal by-products will be amended to allow the department more flexibility in controlling their importation. This will include the authority to issue permits setting out conditions under which by-products may be imported from a larger number of countries.

Anticipated Impact: The amendments will increase the number of animal products and by-products that can be imported and the number of countries from which they can be imported. This could result in increased competition for products produced in Canada.

Statutory Authority: Animal Disease and Protection Act, R.S.C. 1970, C. A-13.

Expected Date of Publication: Regulation a) will be published May 1, 1988; regulation b) Sept. 1, 1988 and regulation c) Sept. 1, 1988.

Contact: Dr. Brian Peart, Animal Health Division, Halldon House, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433.

009-AGR

ANIMAL DISEASE AND PROTECTION REGULATIONS: FIELD TRIALS FOR VETERINARY BIOLOGICS

Provisions will be made to allow for control of testing and of field trials using animals for veterinary biologics produced by biotechnological methods.

Anticipated Impact: The anticipated impact will be moderate since it will affect only companies who wish to conduct field trials of veterinary biologics.

Statutory Authority: Animal Disease and Protection Act, R.S.C. 1970, c. A-13.

Expected Date of Publication: December 1, 1988.

010-AGR

ANIMAL DISEASE AND PROTECTION REGULATIONS: REQUIREMENT FOR DECLARATION

Section 7 of the regulations will be amended to require all persons importing an animal, animal product or animal by-product into Canada, to present that item to an inspector or a customs officer at the time of importation. Implementation is expected for October, 1988.

Anticipated Impact: The anticipated impact will be minimal since the regulations already require all importers to produce a certificate when importing animals or other items controlled under the regulations. This amendment will ensure that the requirement is clear, that when anything regulated or prohibited under the act or regulations is brought into Canada, it must be presented to an inspector.

Statutory Authority: Animal Disease and Protection Act, R.S.C. 1970, c. A-13.

Expected Date of Publication: Sept. 1, 1988.

Contact: Dr. Brian Peart, Animal Health Division, Halldon House, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433.

011-AGR

ANIMAL DISEASE AND PROTECTION REGULATIONS: BRUCELLOSIS-FREE AREAS

The regulatory requirements for an eradication area to be recognized and to continue to be recognized as a Brucellosis-free area will be amended taking into consideration Canada's Brucellosis-free status.

Anticipated Impact: The impact will be minimal as it recognizes the decreased level of Brucellosis infection in the Canadian national cattle herd.

Statutory Authority: Animal Disease and Protection Act, R.S.C. 1970, c. A-13.

Expected Date of Publication: June 1, 1988.

Contact: Dr. Brian Peart, Animal Health Division, Halldon House, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433.

012-AGR

**ANIMAL DISEASE AND PROTECTION
REGULATIONS: IMPORTATION OF TURTLES**

The implications of turtles and turtle eggs in the transmission of salmonella are being reviewed. Amendments may be made to the section of the regulations setting out the requirements for their importation subsequent to that review.

Anticipated Impact: The anticipated impact of all the above amendments will be low since the importation of turtles is already controlled.

Statutory Authority: Animal Disease and Protection Act. R.S.C. 1970, c. A-13.

Expected Date of Publication: Sept. 1, 1988.

Contact: Dr. Brian Peart, Animal Health Division, Halldon House, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433.

013-AGR

**ANIMAL DISEASE AND PROTECTION
REGULATIONS: IMPORTATION OF
FEEDSTUFFS**

The section controlling the importation of feedstuffs will be amended to control feedstuffs, not previously identified under this section, which might introduce certain avian and other diseases.

Anticipated Impact: The anticipated impact will be to limit the importation of certain grains and other feedstuffs used to feed poultry or pet birds. The impact is expected to be minimal since other sources of these feedstuffs are available.

Statutory Authority: Animal Disease and Protection Act R.S.C. 1970, c. A-13.

Expected Date of Publication: June 1, 1988.

Contact: Dr. Brian Peart, Animal Health Division, Halldon House, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433.

014-AGR

**ANIMAL DISEASE AND PROTECTION
REGULATIONS: HUMANE TRANSPORT**

The regulations will be modified to: allow the department to issue permits which set out conditions for the humane transportation of animals being imported into or exported from Canada; and amend the section of the regulations, which sets out the maximum number of animals for which a handler can provide food and care.

Anticipated Impact: The anticipated impact of the above amendment will be moderate since it will impact only on high risk shipments.

Statutory Authority: Animal Disease and Protection Act. R.S.C. 1970, c. A-13.

Expected Date of Publication: Feb. 1, 1988.

Contact: Dr. Brian Peart, Animal Health Division, Halldon House, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433.

015-AGR

**ANIMAL DISEASE AND PROTECTION
REGULATIONS: HOUSEKEEPING CHANGES**

Amendments are needed to make minor housekeeping changes which will revoke outdated portions of the regulations, make minor corrections where required as a result of other amendments, or to correct errors identified in current regulations. These amendments will serve to clarify the regulations but will have little or no impact on their substance.

Anticipated Impact: Because of the minor nature of the amendments, the impact will be nil.

Statutory Authority: Animal Disease and Protection Act. R.S.C. 1970, c. A-13.

Expected Date of Publication: Minor housekeeping changes will be made as identified and publication dates will vary.

Contact: Dr. Brian Peart, Animal Health Division, Halldon House, 2255 Carling Ave., Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433.

016-AGR

**ANIMAL DISEASE AND PROTECTION ACT:
PROHIBITION ORDERS**

Emergency Orders under Section 15 of the Animal Disease and Protection Act are made by the Minister of Agriculture to prohibit the importation of animals and other items which might introduce a serious foreign animal disease into Canada. They are usually in response to a disease outbreak or other similar emergency in a country that exports to Canada.

Anticipated Impact: Prohibition orders do impact on importers, however, they are accepted by the industry as an alternative to prohibiting trade on a permanent basis or allowing disease to enter Canada. These orders do not usually affect the Canadian public or the agriculture industry as a whole. Their impact is restricted to the exporting companies in other countries and to the importer in Canada.

Statutory Authority: Animal Disease and Protection Act. R.S.C. 1970, c. A-13.

Expected Date of Publication: Part II, *Canada Gazette*, 1988.

Contact: Dr. Brian Peart, Chief, Transportation of Animals, Animal Health Division. Halldon House, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433.

017-AGR

FRESH FRUIT AND VEGETABLE REGULATIONS: APPLES, PEACHES, PLUMS, CUCUMBERS

These amendments to the regulations will prescribe size of print for country of origin declarations on imported produce; clarify provisions for metric sized packaging; increase to 2 3/8 inches the minimum diameter prescribed for apples; increase the minimum diameter prescribed for peaches by 1/8 inch; redefine provisions for watercore in apples to correspond to international standards; increase the minimum diameter prescribed for certain varieties of plums; increase the tolerances for sizing defects in cucumbers; standardize various packages for fruit; and make various housekeeping changes of a correctional and clarifying nature over the present text.

Anticipated Impact: These regulatory changes will improve the visibility of country of origin labelling, improve the commercial quality of apples, peaches, and plums; allow more efficient marketing of cucumbers; and remove or improve confusing or inappropriate wording of the regulations.

Statutory Authority: Canada Agricultural Products Standards Act R.S.C. 1970, c. A-8, s. 3.

Expected Date of Publication: It is anticipated that the regulations will be republished in April, 1988.

Contact: Don Crosby, Chief, Legislation, Fresh Products, Dairy, Fruit and Vegetable Division, Food Production and Inspection Branch, Department of Agriculture, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433.

018-AGR

FRESH FRUIT AND VEGETABLE REGULATIONS: HEALTH AND SAFETY

Amend the regulations to adopt requirements of the Food and Drug Regulations, as they are appropriate and applicable to fresh fruit and vegetables. In contacting and working with the trade, inspection staff have an obligation to provide advice on various requirements of the Food and Drug Regulations. Adoption of these provisions,

by reference, will enhance the regulations and facilitate their enforcement in areas concerning food safety.

Anticipated Impact: It is expected that food health concerns will be more adequately addressed, and that Canadians will have greater assurance of their food safety.

Statutory Authority: Canada Agricultural Products Standards Act R.S.C. 1970, c. A-8, s. 3.

Expected Date of Publication: It is anticipated that the regulations will be republished in September, 1988.

Contact: Don Crosby, Chief, Legislation, Fresh Products, Dairy, Fruit and Vegetable Division, Food Production and Inspection Branch, Department of Agriculture, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433.

019-AGR

FRESH FRUIT AND VEGETABLE REGULATIONS: SCHEDULE I

Amend Schedule I of the regulations to provide wording of the grade standards which is more uniform and consistent with other Canadian and international food regulations, and to further clarify the language; to bring the regulations closer to full metrication; to make the regulations consistent with the statutory authority; and to make housekeeping changes.

Anticipated Impact: It is expected that these new regulations will encourage more people to use the regulations themselves for reference purposes, rather than inquiring of government officials for routine guidance; it will also result in a greater degree of compliance with the regulations and more uniformity in the enforcement of the regulations.

Statutory Authority: Canada Agricultural Products Standards Act R.S.C. 1970, c. A-8, s. 3.

Expected Date of Publication: It is anticipated that the regulations will be republished in May, 1988.

Contact: Don Crosby, Chief, Legislation, Fresh Products, Dairy, Fruit and Vegetable Division, Food Production and Inspection Branch, Department of Agriculture, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433.

020-AGR

DAIRY PRODUCTS REGULATIONS: OPTIONAL DECLARATION OF GRADES AND HEAT TREATMENT

This amendment is a follow-up to requests from the industry in order to ease the marking of bulk containers. The proposed amendment will allow for the optional use of grades in the case of low density skim milk powder, buttermilk powder, whey powder, acid-type whey powder, blends of skim milk and whey powders, edible acid casein and edible caseinates packed in bulk. It will also allow for the optional heat treatment declaration on labels of skim milk powder.

Anticipated Impact: The amendment should facilitate the marketing of some dairy products as it will eliminate some labelling requirements for some dairy products packed in bulk.

Statutory Authority: Canada Agricultural Products Standards Act R.S.C. 1970, c. A-8, s. 3 and 5.

Expected Date of Publication: It is anticipated that the regulations will be prepublished in the *Canada Gazette*, Part I in December, 1988.

Contact: Huguette R. Miron, Chief, Legislation Section, Dairy, Fruit & Vegetable Division, Food Production and Inspection Branch, Agriculture Canada, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433.

021-AGR

DAIRY PRODUCTS REGULATIONS: FAT AND MOISTURE FOR SOME CHEESE VARIETIES

The amendment is a follow-up to different requests from the industry. The amendment will standardize or revise the fat and moisture content of some cheese varieties. It will exempt prepackaged grated and shredded cheese from having to declare the percentage of moisture and milk fat on the label.

Anticipated Impact: The amendment will exempt newly standardized varieties from having to have descriptive nomenclature on the label and will make the amended composition standards more practical. It will also simplify marking requirements.

Statutory Authority: Canada Agricultural Products Standards Act R.S.C. 1970, c. A-8, s. 3 and 5.

Expected Date of Publication: It is anticipated that the regulations will be prepublished in the *Canada Gazette*, Part I in June, 1988.

Contact: Huguette R. Miron, Chief, Legislation Section, Dairy, Fruit & Vegetable Division, Food Production and Inspection Branch, Agriculture Canada, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433.

022-AGR

DAIRY PRODUCTS REGULATIONS: STANDARD CONTAINERS

The amendment is a follow-up to requests from the industry which wants to introduce new products onto the market. The amendment will add a 225 mL container and will deregulate sizes smaller than 200 mL and bigger than 4 L for ice-cream, frozen dairy dessert and sherbet. It will make provision for a 250 mL size container for sweetened condensed milk, and it will add a 125 g and a 175 g container for cottage cheese and creamed cottage cheese.

Anticipated Impact: The amendment will facilitate the introduction of ice-cream novelties on the market and will make available single service sizes for cottage and cream cottage cheese as requested by the dairy industry. It will also facilitate the adoption of new containers for institutional market.

Statutory Authority: Canada Agricultural Products Standards Act R.S.C. 1970, c. A-8, s. 3 and 5.

Expected Date of Publication: It is anticipated that the regulations will be prepublished in the *Canada Gazette* in April, 1988.

Contact: Huguette R. Miron, Chief, Legislation Section, Dairy, Fruit & Vegetable Division, Food Production and Inspection Branch, Agriculture Canada, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433.

023-AGR

DAIRY PRODUCTS REGULATIONS: BUTTER GRADE STANDARDS

Certain grade standards of butter-like products seem to be inadequate. The amendment will revise the grade standards for butter. It will also remove the applicability of grade standards to dairy spread, calorie-reduced butter, whey butter, whipped butter and whipped dairy spread. For those butter-like products, only standards of identity will remain in the regulations.

Anticipated Impact: The Proposal will result in more relevant and meaningful grade standards for butter.

Statutory Authority: Canada Agricultural Products Standards Act R.S.C. 1970, c. A-8, s. 3.

Expected Date of Publication: It is anticipated that the regulations will be prepublished in the *Canada Gazette*, Part I in October, 1988. No increase in cost of products is foreseen.

Contact: Huguette R. Miron, Chief, Legislation Section, Dairy, Fruit & Vegetable Division, Food Production and Inspection Branch, Agriculture Canada, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433.

024-AGR

**MAPLE PRODUCTS REGULATIONS:
DEFINITIONS AND EXPORTS**

The amendment will revise the definitions of some maple products, and it will remove an out of date reference for analysis from the regulations. It will also revise the regulations, so that it is clear that export certification of maple syrup is mandatory in all cases.

Anticipated Impact: The amendment will update and clarify the regulations.

Statutory Authority: Canada Agricultural Products Standards Act R.S.C. 1970, c. A-8, s. 3 and 5.

Expected Date of Publication: It is anticipated that the regulations will be published in the *Canada Gazette*, Part I in March, 1988.

Contact: Huguette R. Miron, Chief, Legislation Section, Dairy, Fruit & Vegetable Division, Food Production and Inspection Branch, Agriculture Canada, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433.

025-AGR

**MAPLE PRODUCTS REGULATIONS: AMBER
MAPLE SYRUP**

Currently, Amber Maple Syrup cannot be marketed under the grade name "Canada No. 1" when shipped internationally, even if the product is free from objectionable flavour and from any cloudiness. It must be marketed under the grade name Canada No. 2. The amendment will allow the marketing of Amber Syrup under the grade name "Canada 1." The grade Canada No. 3 will become Canada 2. Consequently, only two grades will remain: "Canada 1" and "Canada 2." The amendment will also include a minor modification to the grade names. The grade names "Canada No. 1" and "Canada No. 2" will become "Canada 1" and "Canada 2."

Anticipated Impact: The amendment will facilitate the retail marketing of amber maple syrups, which have an excellent flavour and a more pronounced maple taste instead of relegating them to industrial use. Change in grade nomenclature will simplify the labelling requirements and will help Agriculture Canada to administer numerous grade names established under different sets of regulations.

Statutory Authority: Canada Agricultural Products Standards Act R.S.C. 1970, c. A-8, s. 3.

Expected Date of Publication: The amendment should be prepublished in Part I of the *Canada Gazette* in April, 1988.

Contact: Huguette R. Miron, Chief, Legislation Section, Dairy, Fruit & Vegetable Division, Food Production and

Inspection Branch, Agriculture Canada, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433.

026-AGR

**MAPLE PRODUCTS REGULATIONS: HEALTH
AND SAFETY PROVISIONS**

The amendment will make reference to health and safety provisions of the Food and Drug Regulations within the Maple Products Regulations as a follow-up to the Report of the Ministerial Task Force Report on Program Review and the Regulatory Reform Strategy enunciated by the government in 1986.

Anticipated Impact: The proposal will help to provide a better food inspection system to the Canadian industry and to consumers by reducing duplication of inspection and providing a clearer mandate to the inspection service of Agriculture Canada.

Statutory Authority: Canada Agricultural Products Standards Act R.S.C. 1970, c. A-8, s. 3 and 5.

Expected Date of Publication: The amendment should be prepublished in Part I of the *Canada Gazette* in December, 1988.

Contact: Huguette R. Miron, Chief, Legislation Section, Dairy, Fruit & Vegetable Division, Food Production and Inspection Branch, Agriculture Canada, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433.

027-AGR

**MAPLE PRODUCTS REGULATIONS:
UNIFORMITY**

The amendment is a rewording to clarify, simplify and standardize the existing provisions as part of the department's project to standardize regulations under the Canada Agricultural Products Standards Act.

Anticipated Impact: The proposal will provide a clearer understanding of the food inspection regulations particularly for those who deal with many products. Small businesses may have to increase the quality of their operations in line with provisions within the other food areas.

Statutory Authority: Canada Agricultural Products Standards Act R.S.C. 1970, c. A-8, s. 3, 5, 8 and 10.

Expected Date of Publication: The amendment should be prepublished in Part I of the *Canada Gazette* in the third quarter of 1988.

Contact: Huguette R. Miron, Chief, Legislation Section, Dairy, Fruit & Vegetable Division, Food Production and Inspection Branch, Agriculture Canada, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433.

028-AGR

**PROCESSED PRODUCTS REGULATIONS:
VARIOUS AMENDMENTS**

The following minor modifications to the regulations are necessary to update the regulations, to accommodate new technology, new trade practices or new needs identified by segments of the food industry: provision for a 375 mL container for prepared mustard; addition of a definition for whole carrots in the case of canned carrots; revision of the standard containers for juices; provision for a gum thickener in tomato sauce; revision of the standards of identity for jam related products; provision for a mandatory code or lot number embossed or otherwise permanently marked on all processed food products including frozen food products; revision of maraschino cherries grade standards.

Anticipated Impact: These amendments are necessary to update the regulations to accommodate new technology, new trade practices or new needs identified by segments of the food industry. It is expected that a mandatory code will also increase the validity of food product certification, facilitate recall of products and improve follow-up on complaints.

Statutory Authority: Canada Agricultural Products Standards Act R.S.C. 1970, c. A-8, s. 3.

Expected Date of Publication: The modifications should be republished in Part I of the *Canada Gazette* in November, 1988.

Contact: Huguette R. Miron, Chief, Legislation Section, Dairy, Fruit & Vegetable Division, Food Production and Inspection Branch, Agriculture Canada, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433.

029-AGR

**PROCESSED PRODUCTS REGULATIONS:
UNIFORMITY OF LABELLING REQUIREMENTS**

This amendment is a rewording to clarify, simplify and standardize the labelling requirements as part of the department's project to standardize regulations under the Canada Agricultural Products Standards Act.

Anticipated Impact: This proposal will provide a clearer understanding of the labelling requirements of the regulations particularly for those who deal with many food products. Labelling changes which may be introduced will be implemented in such a manner as to minimize costs to the industry and should not result in increased food costs to the consumer.

Statutory Authority: Canada Agricultural Products Standards Act R.S.C. c. A-8, s. 3.

Expected Date of Publication: The amendment should be republished in Part I of the *Canada Gazette* in December, 1988.

Contact: J.F. Standish, Ph.D., Associate Director, Legislation Section, Dairy, Fruit & Vegetable Division, Food Production and Inspection Branch, Agriculture Canada, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433.

030-AGR

**PROCESSED PRODUCTS REGULATIONS:
HEALTH AND SAFETY PROVISIONS**

The amendment will make reference to health and safety provisions of the Food and Drug Regulations within the Processed Products Regulations as a follow-up to the Ministerial Task Force Report on Program Review and the Regulatory Reform Strategy enunciated by the government in 1986.

Anticipated Impact: This proposal will help to provide a better food inspection system to the Canadian industry and to consumers by reducing duplication of inspection and providing a clearer mandate to the inspection service of Agriculture Canada.

Statutory Authority: Canada Agricultural Products Standards Act R.S.C. c. A-8, s. 3.

Expected Date of Publication: The amendment should be republished in Part I of the *Canada Gazette* in December, 1988.

Contact: Huguette R. Miron, Chief, Legislation Section, Dairy, Fruit & Vegetable Division, Food Production and Inspection Branch, Agriculture Canada, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433.

031-AGR

**PROCESSED PRODUCTS REGULATIONS:
FROZEN BLUEBERRIES, GRADE STANDARDS**

The amendment will revise frozen blueberry grade standards and marking requirements.

Anticipated Impact: This amendment should facilitate international trade, specifically with the European market. Some adaptation of the Canadian industry to the new standards will be necessary. Certain marking requirements will become optional and, therefore, will be easier to meet.

Statutory Authority: Canada Agricultural Products Standards Act R.S.C. c. A-8, s. 3.

Expected Date of Publication: It is anticipated that the regulations will be republished in April, 1988.

Contact: Huguette R. Miron, Chief, Legislation Section, Dairy, Fruit & Vegetable Division, Food Production and Inspection Branch, Agriculture Canada, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433.

032-AGR

**PROCESSED PRODUCTS REGULATIONS:
UNIFORM GRADE NOMENCLATURE - FROZEN
PRODUCTS**

Consumers may have difficulties recognizing which grade names (Fancy, Choice or Standard) represent the best quality of products. Consequently, an alphabetical system AA, A, B, C will be adopted in order to increase consumer understanding of grade nomenclature. The amendment will add to the grade names "Canada Fancy," "Canada Choice" and "Canada Standard," the grade names "Canada A," "Canada B" and "Canada C" respectively, for all of the frozen fruit and vegetable products currently listed in Table II of Schedule I of the regulations, with the exception of frozen concentrated apple juice. In the case of imported products, grade names "Grade A," "Grade B" and "Grade C" will also be added. It will also add to the grade names "Canada Fancy" and "Canada Choice" the grade names "Canada AA" and "Canada A" respectively, for frozen concentrated apple juice. In the case of imported products, grade names "Grade AA" and "Grade A" will also be added. The amendment will provide new grade names while retaining the old grade names until September 1, 1989, to enable the manufacturers to convert their labels to reflect the new grade names. On September 1, 1989, the grade names of "Canada Fancy," "Canada Choice" and "Canada Standard" for frozen fruit and vegetable products will be eliminated.

Anticipated Impact: The amendment will increase consumer and trade understanding of grade nomenclature. The extended introduction period should result in minimal costs to manufacturers and should not increase food costs.

Statutory Authority: Canada Agricultural Products Standards Act R.S.C. 1970, c. A-8, s. 3.

Expected Date of Publication: It is anticipated that the regulations will be prepublished in January, 1988.

Contact: Huguette R. Miron, Chief, Legislation Section, Dairy, Fruit & Vegetable Division, Food Production and Inspection Branch, Agriculture Canada, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433.

quality of their operations in line with provisions within the other food areas.

Statutory Authority: Canada Agricultural Products Standards Act R.S.C. 1970, c. A-8, s. 3, 5, 8 and 10.

Expected Date of Publication: It is anticipated that the regulations will be prepublished in the late fall of 1988.

Contact: Huguette R. Miron, Chief, Legislation Section, Dairy, Fruit & Vegetable Division, Food Production and Inspection Branch, Agriculture Canada, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433.

034-AGR

**HONEY REGULATIONS: HEALTH AND SAFETY
PROVISIONS**

The amendment will make reference to the health and safety provisions of the Food and Drug Regulations within the Honey Regulations as a follow-up to the Task Force Report on Program Review and the Regulatory Reform Strategy enunciated by the government in 1986.

Anticipated Impact: The proposal will help to provide a better food inspection system to the Canadian industry and to consumers by reducing duplications of inspection and providing a clearer mandate to the inspection service of Agriculture Canada.

Statutory Authority: Canada Agricultural Products Standards Act R.S.C. 1970, c. A-8, s. 3 and 5.

Expected Date of Publication: The amendment should be prepublished in Part I of the *Canada Gazette* in December, 1988.

Contact: Huguette R. Miron, Chief, Legislation Section, Dairy, Fruit and Vegetable Division, Food Production and Inspection Branch, Agriculture Canada, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433.

035-AGR

**FEEDS REGULATIONS: EXEMPTION OF
MEDICATED FEEDS FROM REGISTRATION**

Currently, all medicated feeds offered for general sale must be registered. The Feed and Fertilizer Division has developed a new regulatory approach to monitor medicated feed, thereby eliminating the requirement to register medicated feeds for major livestock species for both commercial manufacturers and on-farm mixers in Canada.

Anticipated Impact: These changes should have a positive impact on the industry in that it will enable manufacturers to make feed, print labels and sell medicated feeds at the same time and thus streamline their customer service.

033-AGR

HONEY REGULATIONS: UNIFORMITY

The amendment is a rewording to clarify, simplify and standardize the existing provisions as part of the department's project to standardize regulations under the Canada Agricultural Products Standards Act.

Anticipated Impact: It is anticipated that this proposal will provide a clearer understanding of the food inspection regulations particularly for those who deal with many products. Small businesses may have to increase the

Statutory Authority: Feeds Act R.S.C.1970, c. F-7.

Expected Date of Publication: It is anticipated that these regulations will be prepublished in January, 1988.

Contact: Mr. A. Goldrosen, Feed and Fertilizer Division, Food Production and Inspection Branch, Agriculture Canada, K.W. Neatby Building, Room 1091, 960 Carling Avenue, Ottawa, Ontario, K1A 0C6. Tel.: (613) 995-7900.

036-AGR

FEEDS REGULATIONS: MINOR AMENDMENTS

Housekeeping changes to the Feeds Regulations will be conducted on a quarterly basis. Examples of such changes are additions, modifications or deletions of feed ingredients in Schedule IV and revision of nutrient levels in Table IV of Schedule I.

Anticipated Impact: The Feeds Regulations will be current.

Statutory Authority: Feeds Act R.S.C. 1970, c. F-7.

Expected Date of Publication: It is anticipated that amendments will be prepublished July, 1988, and December, 1988.

Contact: Mr. A. Goldrosen, Feed and Fertilizer Division, Food Production and Inspection Branch, Agriculture Canada, K.W. Neatby Building, Room 1091, 960 Carling Avenue, Ottawa, Ontario, K1A 0C6. Tel.: (613) 995-7900.

037-AGR

FEEDS REGULATIONS: REGISTRATION CONTINUANCE

These amendments affect those regulations concerning the issuance of registration certificates, the continuance of registration and registration renewal. These amendments simplify the registration continuance process which currently requires manufacturers to indicate on a registration continuance form their interest to continue manufacturing, importing, or selling feeds in order to maintain registration. Under the proposed amendment, feed registrations are permanent unless the Feed and Fertilizer Division is otherwise notified by the manufacturer.

Anticipated Impact: These changes should have a positive impact on the industry in that the necessity for the submission of registration continuance forms for permanently registered products is eliminated.

Statutory Authority: Feeds Act R.S.C. 1970, c. F-7.

Expected Date of Publication: It is anticipated that these regulations will be prepublished in January, 1988.

Contact: Mr. A. Goldrosen, Feed and Fertilizer Division, Food Production and Inspection Branch, Agriculture Canada, K.W. Neatby Building, Room 1091, 960 Carling Avenue, Ottawa, Ontario, K1A 0C6. Tel.: (613) 995-7900.

038-AGR

FEEDS REGULATIONS: EXEMPTION OF MINOR SPECIES FEED FROM REGISTRATION

Currently minor species feeds manufactured imported or sold in Canada must be registered. A table of acceptable nutrient levels to exempt complete minor species feeds manufactured in Canada, from registration is being developed by the Feed and Fertilizer Division.

Anticipated Impact: These changes will have a positive impact on the feed industry in that it will enable manufacturers to produce feed, print labels and sell feeds for minor species at the same time and thus streamline their customer service.

Statutory Authority: Feeds Act R.S.C. 1970, c. F-7.

Expected Date of Publication: It is anticipated that these regulations will be prepublished in September, 1988.

Contact: Mr. A. Goldrosen, Feed and Fertilizer Division, Food Production and Inspection Branch, Agriculture Canada, K.W. Neatby Building, Room 1091, 960 Carling Avenue, Ottawa, Ontario, K1A 0C6. Tel.: (613) 995-7900.

039-AGR

HAY AND STRAW INSPECTION REGULATIONS: REVISION

The current Hay and Straw Inspection Regulations are out-of-date and of little benefit to the hay industry. A proposed model for Hay Grading Certification has been developed by the Feed and Fertilizer Division, to replace the current set of regulations. Consultation with the affected industries are planned for 1988.

Anticipated Impact: The introduction of a hay certification system will facilitate the inter-provincial and international marketing of hay. As the new system will more accurately describe the quality of the hay being sold.

Statutory Authority: Hay and Straw Inspection Act R.S.C. 1970, c. H-2.

Expected Date of Publication: It is anticipated and consultations will be conducted in 1988. Depending on the outcome of the consultations it is anticipated that a revised set of Hay Inspection Regulations will be prepublished in February, 1989.

Contact: Mr. D.N. Morrison, Associate Director, Feed and Fertilizer Division, Food Production and Inspection Branch, Agriculture Canada, K.W. Neatby Building, Room

1083, 960 Carling Avenue, Ottawa, Ontario, K1A 0C6.
Tel.: (613) 995-7900.

040-AGR

FERTILIZERS REGULATIONS: GENERAL HOUSEKEEPING AMENDMENTS

This proposal is to make housekeeping changes to the Fertilizers Regulations. These changes include: editorial amendments; addition of a specification under Schedule I to clarify the variability allowed for pesticides guaranteed between 2-2.1% and 5-5.1%; definition by using chemical descriptions, of water soluble products that have slow release nitrogen properties; and establishment of a definition of seaweed and kelp.

Anticipated Impact: Affected industry has requested most of these amendments. Full opportunity will be provided for consultation and participation by affected parties.

Statutory Authority: Fertilizers Act R.S.C. 1970, c. F-9.

Expected Date of Publication: Prepublication is expected to take place by December, 1988.

Contact: Mr. C. Crober, Feed and Fertilizer Division, Food Production and Inspection Branch, Agriculture Canada, K.W. Neatby Building, Room 1081, 960 Carling Avenue, Ottawa, Ontario, K1A 0C6. Tel.: (613) 995-7900.

041-AGR

FERTILIZERS REGULATIONS: ADVERTISING

As current Fertilizers Regulations only apply to product label information, this amendment will allow for the establishment of specific standards for advertising and thus ensure that products are truthfully represented in the marketplace.

Anticipated Impact: The full impact of this amendment will be determined in 1988 during consultative meetings with such groups as the Canadian Fertilizer Institute and the Canadian Consumers Association.

Statutory Authority: Fertilizers Act R.S.C. 1970, c. F-9.

Expected Date of Publication: Prepublication will take place by December, 1988.

Contact: Mr. C. Crober, Feed and Fertilizer Division, Food Production and Inspection Branch, Agriculture Canada, K.W. Neatby Building, Room 1081, 960 Carling Avenue, Ottawa, Ontario, K1A 0C6. Tel.: (613) 995-7900.

042-AGR

FERTILIZERS REGULATIONS: AMENDMENTS TO REGISTRATION REQUIREMENTS

In 1987 a Fertilizer Program Management Review addressed the problem of a persistent backlog of fertilizer registration applications requiring evaluation. The following amendments are proposed as a result of the recommendations of this review: exempt from registration Specialty Fertilizers that do not pose a risk to human health or the environment; exempt from registration Fertilizer-Pesticides meeting the specifications outlined in the Compendium of Fertilizer-Use Pesticides that is currently being developed; introduce the concept of "Private Labels" into the regulatory framework (i.e. a single product marketed under several brand names would not require full registration for each brand); and amend to the current fee schedule as follows: a standard fee requirement for product evaluation regardless of whether or not it is ultimately registered, lower registration fees for "brands" of an initially registered product (i.e. private labels) and a fee requirement for requested label review of products exempt from registration.

Anticipated Impact: The impact will be determined during consultation with such groups as the Canadian Fertilizer Institute, the Canadian Consumers Association and the Canadian Federation of Agriculture.

Statutory Authority: Fertilizers Act R.S.C. 1970, c. F-9.

Expected Date of Publication: Consultative meetings regarding these initiatives will take place in the fall of 1987. Prepublication is anticipated in April, 1988.

Contact: Mr. C. Crober, Feed and Fertilizer Division, Food Production and Inspection Branch, Agriculture Canada, K.W. Neatby Building, Room 1081, 960 Carling Avenue, Ottawa, Ontario, K1A 0C6. Tel.: (613) 995-7900.

043-AGR

FERTILIZERS REGULATIONS: EXEMPTION FROM REGISTRATION OF SUPPLEMENTS FOR MANUFACTURING PURPOSES

The purpose of the amendment is to eliminate confusion over exempted manufacturing products which are classified as supplements. The present wording exempts inoculants used for seed treatment which is not recognized as a manufacturing process. Section 3(e) of the Fertilizers Regulations will be amended to specify that inoculants used for seed treatment are not exempt from registration.

Anticipated Impact: Minimal impact on manufacturers is anticipated. Consultative meetings will be held with affected industry beginning in 1987 and continue into early 1988.

Statutory Authority: Fertilizers Act R.S.C. 1970, c. F-9.

Expected Date of Publication: It is anticipated that the proposed amendment will come into effect in the fall of 1988.

Contact: Mr. C. Crober, Feed and Fertilizer Division, Food Production and Inspection Branch, Agriculture Canada, K.W. Neatby Building, Room 1081, 960 Carling Avenue, Ottawa, Ontario, K1A 0C6. Tel.: (613) 995-7900.

044-AGR

FERTILIZERS REGULATIONS: PROVISION OF STANDARDS FOR GRANULAR SOIL INOCULANTS OF LARGE SEEDED LEGUMES

In order to evaluate granular soil inoculants using the general inoculant standards specified in Section 10.2(1) of the Fertilizers Regulations, a seeding rate must appear on the product label. This requirement has proven unacceptable to the inoculant industry. The addition of a minimum standard for the granular type of inoculants alleviates this problem.

Anticipated Impact: Minimal impact on the inoculant industry is anticipated. Inoculant manufacturers have been consulted and have found the proposal acceptable.

Statutory Authority: Fertilizers Act R.S.C. 1970, c. F-9.

Expected Date of Publication: Prepublication is expected early 1988.

Contact: Mr. C. Crober, Feed and Fertilizer Division, Food Production and Inspection Branch, Agriculture Canada, K.W. Neatby Building, Room 1081, 960 Carling Avenue, Ottawa, Ontario, K1A 0C6. Tel.: (613) 995-7900.

045-AGR

BEEF CARCASS GRADING REGULATIONS: AGE CATEGORIES

Carcass maturity is an important factor in predicting meat palatability. Currently beef carcasses are assigned by the grader to one of three possible age categories - youthful, intermediate or mature. The majority of intermediate aged beef carcasses are graded Canada C. Given that the Canada C grade represents approximately 1 percent of the total graded beef kill, and that recent studies have not shown conclusive palatability differences between A and C grade beef carcasses, the Canadian Cattlemen's Association has recommended elimination of the intermediate age category and consequently the C grades. Agriculture Canada will study further research results of the effect of carcass maturity on beef palatability and if there is industry agreement to have only two beef carcass maturity categories, will amend the regulations accordingly.

Anticipated Impact: The potential impact of the elimination of the intermediate age category on the distribution of beef carcass grades will not be great as there is only approximately 1 percent of the beef carcasses that are graded Canada C. The impact of transferring some or all of these carcasses to the higher grades on public perception of eating quality of A grade beef remains to be established.

Statutory Authority: Canada Agricultural Products Standards Act, R.S.C. 1970, c. A-8, s.3 and 5.

Expected Date of Publication: No industry consensus is anticipated prior to the first quarter of 1988. If industry consensus is obtained, prepublication probably would not occur prior to the third or fourth quarter of 1988.

Contact: Richard Robinson, Chief, Livestock Identification and Legislation, Livestock and Poultry Products Division, Food Production and Inspection Branch, Department of Agriculture, Halldon House, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433, ext. 4740.

046-AGR

HOG CARCASS GRADING REGULATIONS, 1986: SOW GRADES

The current regulations provide only two possible grades for sow carcasses, with the result that approximately 90 percent of these carcasses are assigned the same grade. Both the Canadian Pork Council and the Canadian Meat Council agree that there is an opportunity to improve the sow grading system so as to permit a more accurate evaluation of the commercial value of sow carcasses. Agriculture Canada will attempt to establish in the upcoming months, in collaboration with the Canadian Meat Council and the Canadian Pork Council, the parameters for a more extensive sow grading system. It is anticipated that recommendations will be presented at the industry/government meeting on Hog Grading in February, 1988.

Anticipated Impact: New grades for sow carcasses, reflecting a more accurate evaluation of the commercial value of these carcasses, would benefit hog producers and the meat packing industry. Producers are paid according to carcass grade. The distribution of money to producers would encourage the marketing of sows responding more closely to the needs of the marketplace. The meat packing industry would receive more carcasses of a type representing a higher yield for further processing. The impact on the consumer would be minimal because pork is not sold in the retail market according to grade.

Statutory Authority: Canada Agricultural Products Standards Act, R.S.C. 1970, c. A-8, s.3 and 5.

Expected Date of Publication: No industry consensus is anticipated prior to the first quarter of 1988. If industry consensus is obtained, prepublication probably would not occur prior to the third or fourth quarter of 1988.

Contact: Richard Robinson, Chief, Livestock Identification and Legislation, Livestock and Poultry Products Division, Food Production and Inspection Branch, Department of Agriculture, Halldon House, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433, ext. 4740.

047-AGR

HOG CARCASS GRADING REGULATIONS, 1986: PROBES

Hog producers in Canada are paid on the basis of the predicted lean yield percentage from the carcasses of the hogs that they market. Two electronic probes, the Destron and the Hennessy, are currently approved for hog grading in Canada. It is essential that regardless of which approved probe is used to measure the lean yield, that the predicted carcass lean yield content is within a prespecified tolerance. Otherwise a bias is introduced into the hog marketing system. Adjustments are necessary to the lean yield prediction equation of the Destron probe. A third probe, the Fat-O-Meat're, is anticipated to successfully meet the specifications for approval in the near future, and if so it will be added to the list of those already approved. Criteria for removing or decertifying a probe from the approved list will be studied and possibly incorporated. Concerns of the Standing Joint Committee of the Senate and of the House of Commons about definitions will also be addressed.

Anticipated Impact: It is anticipated that the proposed change to the Destron probe prediction equation will remove any bias from the current hog grading system and will restore both producer and meat packer confidence in electronic hog grading.

Statutory Authority: Canada Agricultural Products Standards Act, R.S.C. 1970, c. A-8, s.3.

Expected Date of Publication: Both the Canadian Pork Council and the Canadian Meat Council agree to the modified Destron equation. Prepublication should occur early in the second quarter of 1988.

Contact: Richard Robinson, Chief, Livestock Identification and Legislation, Livestock and Poultry Products Division, Food Production and Inspection Branch, Department of Agriculture, Halldon House, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433, ext. 4740.

048-AGR

LIVESTOCK CARCASS GRADING REGULATIONS: CONSOLIDATION

Currently there are four separate red meat carcass grading regulations - beef, lamb and mutton, veal, and hog. In order to promote uniformity in wording and presentation when dealing with common areas of administration or procedures, the department proposes to study the

feasibility of amalgamating the four current regulations into one set.

Anticipated Impact: Consolidating the four livestock grading regulations into one set is anticipated to increase uniformity between the four regulations, reduce paper-burden and printing costs, and facilitate client use.

Statutory Authority: Canada Agricultural Products Standards Act, R.S.C. 1970, c. A-8, s.3 and 5.

Expected Date of Publication: A feasibility study will be performed initially. Prepublication would probably not occur prior to the fourth quarter of 1988.

Contact: Richard Robinson, Chief, Livestock Identification and Legislation, Livestock and Poultry Products Division, Food Production and Inspection Branch, Department of Agriculture, Halldon House, 2255 Carling Avenue, Ottawa, Ontario, K1A 0Y9. Tel.: (613) 995-5433, ext. 4740.

049-AGR

PEST CONTROL PRODUCTS REGULATIONS: RESEARCH PERMITS

The purpose of this proposal is to establish pesticide research procedures. Research is essential to development and assessment of pest control products. Research is conducted by persons who are employed by any public or private corporation or institution, or part thereof, and who are responsible for making available for use, using or supervising the use of a control product for research purposes. The scientific and technical information is needed to evaluate the effectiveness and safety of a product and can only be provided with well documented research. The Pest Control Products Regulations are to be amended to clearly define conditions, regulatory rules and standards governing research. The regulations are planned to take effect in December, 1988.

Anticipated Impact: Positive impact is anticipated because the amendment to Pest Control Products Regulations will strengthen current procedures by clearly defining the legal mandate for pest control product research in Canada.

Statutory Authority: Pest Control Products Act, R.S.C. 1970, C.P-10, S.4(1) and 5(d).

Expected Date of Publication: It is anticipated that the regulations will be republished in November, 1988.

Contact: J.B. Reid, Associate Director, Compliance Section, Pesticides Directorate, 2323 Riverside Drive, Ottawa, Ontario, K1A 0C6. Tel.: (613) 993-4544.

050-AGR

**PEST CONTROL PRODUCTS REGULATIONS:
DEREGULATION OF WOOD STAINS WITH
PRESERVATIVE**

The purpose of this proposal is to deregulate exterior wood stains with preservative for the control of surface fungal growth. Safety information on this group of products is now sufficient to terminate the process of individual product registration. Products will however require compliance with established standards and labelling requirements. Product standards will be published in Schedule II of the regulations and registration will no longer be required for products that comply with these standards.

Anticipated Impact: Reduced administration requirements for registrants of wood stains with preservative for the control of surface fungal growth. Changes will have a positive effect on consumers through standardized uses and label instructions.

Statutory Authority: Pest Control Products Act, R.S.C. 1970, C.P-10, S.4(1) and 5(d).

Expected Date of Publication: It is anticipated that the regulations will be prepublished in December, 1988.

Contact: C.D. Ralph, Evaluation Officer, Pesticides Directorate, 2323 Riverside Drive, Ottawa, Ontario, K1A 0C6. Tel.: (613) 993-4544.

051-AGR

PLANT QUARANTINE REGULATIONS: REVISED

The revised regulations will replace the present Plant Quarantine Regulations. These regulations will serve to prevent the introduction into Canada and the spreading from or within Canada of injurious plant pests. The regulations will stipulate all conditions, prohibitions and restrictions governing the importation, exportation and the domestic movement of plant or other matter capable of conveying a plant pest. There will be provisions to enable the Plant Health Division to deal with plant pest infestations within Canada in a quick and efficient manner. These provisions will be invoked when there is the possibility of a pest infestation spreading to other areas of Canada. The regulations will stipulate the fees to be charged by Agriculture Canada for the inspection, quarantine and treatment of plant or other matter (as defined in the Plant Quarantine Act). There will be no sunset provisions.

Anticipated Impact: These proposed revised regulations will protect the environment by preventing the introduction or spreading within Canada of injurious plant pests. They will also indicate to foreign countries Canada's continued desire to control or eradicate plant pest infestations within Canada, and thereby, prevent the transmission from Canada of any plant pests of economic importance to Canada's trading partners. Regulations

pertaining to the fees charged by Agriculture Canada will have a definite impact on the department's clientele, since the fees will be increased where possible, to recover 100% of the department's operating costs. The fees will vary depending on the outcome of negotiations with the private sector. Provisions enabling the Plant Health Division to deal with plant pest infestations will have an economic impact on the owner or occupier of the infested property or premises in question. These provisions will directly or indirectly restrict or prohibit the sale or the disposition of any plant or other matter within an area described in a ministerial order made pursuant to section 8 of the Plant Quarantine Act. The benefits of these regulations are expected to exceed administrative costs. For example, the introduction into Canada of an exotic pest can, in the long run, cost several thousands of dollars to control or eradicate. Other benefits, largely in terms of jobs to Canadians, will be derived from the protection of Canadian agricultural and forestry resources and the securing of export markets.

Statutory Authority: Plant Quarantine Act, R.S.C. 1968-69, c. 35, s. 1.

Expected Date of Publication: This date is not known, since the date depends upon the completion of a review, by the Plant Health Division, of the present Plant Quarantine Regulations. The prepublication dates of the revised regulations will depend on when the department has completed the consultation/negotiation process with the private sector and foreign Plant Health Authorities.

Contact: Mr. W.L. Morris, Director, Plant Health Division, Food Production and Inspection Branch, Agriculture Canada, K.W. Neatby Building (C.E.F.), Ottawa, Ontario, K1A 0C6. Tel.: (613) 995-7900.

052-AGR

**RACE TRACK SUPERVISION REGULATIONS:
REWRITE**

The Minister of Agriculture has the mandate to protect the wagering public against fraudulent practices by ensuring the integrity of pari-mutuel betting on horse races through the daily on-site supervision of betting activities, and the provision of, and research into, photo-finish, race surveillance and equine drug control services, at no cost to the Canadian Treasury. These activities are provided and supervised with funding from a levy on the betting dollar not exceeding 1% of each dollar bet.

The current Regulations Respecting the Supervision of Pari-Mutuel Betting and the Possession and Use of Drugs at Race Tracks were drawn up in 1972-73, and some 20 amendments have been made over the succeeding years. The Race Track Division intends to revoke the Race Track Supervision Regulations, and promulgate a new set, the short title of which will be the Pari-Mutuel Betting Supervision Regulations.

The new regulations are expected to come into effect in early 1989, and will simplify requirements and proce-

dures for obtaining permits respecting pari-mutuel betting and for operating a pari-mutuel betting facility. The physical and administrative aspects of horse racing will be left to the provinces to regulate, within their mandate, in their provincial rules of racing, but the supervision of pari-mutuel betting and such matters as the identification of horses and the race program contents will be regulated to ensure that the betting public is kept properly informed. The departmental mandate will continue to cover the control of drugs and the maintenance of the schedule of prohibited drugs.

Anticipated Impact: This regulatory initiative will have a very positive impact on the racing industry. Preliminary consultation with the provincial racing commissions and the industry has disclosed that all sectors support the direction the department is taking with respect to the regulations. Among other consequences, it will allow for the possibility of increased competition between associations when opportunities arise, and permit the market forces to be determined by the provincial racing commissions and the associations themselves. The provincial racing commissions will be able to take into account the economic realities in individual areas when making decisions in connection with racing.

The areas of potential conflict between the federal and provincial jurisdictions will be considerably reduced, by placing the responsibility for horse racing concerns squarely within the provincial domain, while retaining under federal authority those aspects of the industry which have a direct effect on pari-mutuel betting. The current level of protection of the public in the pari-mutuel betting process will be enhanced.

Statutory Authority: Criminal Code, s. 188.

Expected Date of Publication: It is expected that the intention to revoke the current regulations, together with the text of the new regulations, will be republished in November, 1988.

Contact: J. Easton, Associate Director, Policy, Planning and Research, Race Track Division, 1st Floor, Merilene Court, 1301 Baseline Road, Ottawa, Ontario, K2C 3S5. Tel.: 998-4922.

053-AGR

SEEDS REGULATIONS: IMPORTATION REQUIREMENTS AND PROCEDURES

The present regulations governing the importation of seeds into Canada need to be changed to better clarify the requirements for importation of seed and the procedures to be followed. The changes to be made will result in better control of importation of unregistered varieties and will simplify and clarify testing requirements, bonding procedures and seed release mechanisms.

Anticipated Impact: The regulations will simplify and clarify import requirements and procedures while allowing for better detection and control of importation of in-

ferior quality seed and unregistered varieties. All seed industry groups and provincial governments have been consulted on these charges and have expressed strong support.

Statutory Authority: Seeds Act R.S.C. 1970, c.S-7.

Expected Date of Publication: It is anticipated that these regulations will be republished by July 1, 1988.

Contact: Mr. W.T. Bradnock, Director, Seed Division, Food Production and Inspection Branch, Agriculture Canada, K.W. Neatby Building, Central Experimental Farm, 960 Carling Avenue, Ottawa, Ontario, K1A 0C6. Tel.: (613) 995-7900.

054-AGR

SEED REGULATIONS: SALE OF PEDIGREED SEED BY AUTHORIZED ESTABLISHMENTS

Pedigreed seed is seed of crop varieties which have been produced under internationally recognized procedures for ensuring varietal purity. These procedures include inspection of field crops and grading, tagging and sealing of seed to preserve identity. Presently, the majority of the seed is graded, tagged, sealed and sold by private companies (Authorization Establishments) authorized by the Seed Regulations, subject to certain stipulations. Departmental inspectors monitor these establishments to ensure compliance with all requirements. The department wishes to encourage full privatization of this service by changing the regulations to allow Authorized Establishments to grade early generation seed, now graded by departmental inspectors. Changes will also be made to allow more sale of pedigreed seed in bulk and between Authorized Establishments. The effect of these changes is to deregulate sale.

Anticipated Impact: Extensive consultation has occurred with all seed industry groups and provincial governments and there is widespread support for these changes. It is expected that these changes will result in full privatization of this service within five years, or sooner, in line with government policy.

Statutory Authority: Seeds Act R.S.C. 1970, c.S-7.

Expected Date of Publication: It is anticipated that these regulations will be republished by June 1, 1988.

Contact: Mr. W.T. Bradnock, Director, Seed Division, Food Production and Inspection Branch, Agriculture Canada, K.W. Neatby Building, Central Experimental Farm, 960 Carling Avenue, Ottawa, Ontario, K1A 0C6. Tel.: (613) 995-7900.

055-AGR

SEEDS REGULATIONS: STANDARDS FOR LAWN GRASS AND ERGOT

Changes to the standards for lawn grass seed and ergot are proposed which will render the regulations less strict and therefore are deregulatory in nature.

Anticipated Impact: These amendments would make the standards less restrictive and would facilitate commercialization of grass and lawn grass seed. The seed industry has requested this change.

Statutory Authority: Seeds Act R.S.C. 1970, c.S-7.

Expected Date of Publication: It is anticipated that the lawn grass regulations will be prepublished in January, 1988, and that the new ergots standards will be prepublished by June, 1988.

Contact: Mr. W.T. Bradnock, Director, Seed Division, Food Production and Inspection Branch, Agriculture Canada, K.W. Neatby Building, Central Experimental Farm, 960 Carling Avenue, Ottawa, Ontario, K1A 0C6. Tel.: (613) 995-7900.

056-AGR

SEEDS REGULATIONS: STANDARDS FOR SEED-BORNE DISEASES

The Seeds Act provides authority for the Governor in Council to establish standards for diseases that affect the quality of seed and the yield of crops. Presently the regulations contain standards for only a few diseases, whereas a large number of other diseases are either unregulated or handled by administrative procedures. A review of seed-borne diseases is currently underway and is expected to be ongoing during the next five years or more. It is likely that standards for some diseases will be proposed in 1988.

Anticipated Impact: There will be close consultation with the seed industry, universities, plant pathologists and provincial departments of agriculture. Since new disease standards will affect domestic and international sale of seed, new disease standards will have to be considered in light of costs/benefit considerations.

Statutory Authority: Seeds Act R.S.C. 1970, c.S-7.

Expected Date of Publication: This can not presently be specified because no canditure disease has been evaluated in detail. Prepublication will, however, be done.

Contact: Mr. W.T. Bradnock, Director, Seed Division, Food Production and Inspection Branch, Agriculture Canada, K.W. Neatby Building, Central Experimental Farm, 960 Carling Avenue, Ottawa, Ontario, K1A 0C6. Tel.: (613) 995-7900.

057-AGR

SEEDS REGULATIONS: GENERAL QUALITY STANDARDS

The determination of the quality of seed in Canada is presently based on quality factors established in the Seeds Regulations (purity, germination, diseases) and on other quality factors set out in a document entitled "Quality Requirements for Seed Grades" published by the Department of Agriculture in 1965. This later document has not been recognized in the Seeds Regulations and therefore its legality can be questioned. This document has recently been reviewed and a number of changes made. It will be reprinted in 1988. An amendment will be made to the regulations in 1988 which will confer to it legal recognition as a document in grading.

Anticipated Impact: The "Quality Requirements for Seed Grades" has been used by inspectors of Agriculture Canada and by the seed industry since 1965. During the recent review all seed industry groups and provincial governments were consulted and the changes presently being made have widespread support from these groups. Its legal recognition in the regulations will confer the necessary legal status needed.

Statutory Authority: Seeds Act R.S.C. 1970, c.S-7.

Expected Date of Publication: It is anticipated that the date of prepublication will be July 1, 1988.

Contact: Mr. W.T. Bradnock, Director, Seed Division, Food Production and Inspection Branch, Agriculture Canada, K.W. Neatby Building, Central Experimental Farm, 960 Carling Avenue, Ottawa, Ontario, K1A 0C6. Tel.: (613) 995-7900.

058-AGR

SEEDS REGULATIONS: VARIETY REGISTRATION

In August, 1986, regulations for registration of crop varieties were introduced to replace the old system of prescription of varieties by ministerial order. The purpose of variety registration is to ensure that varieties sold in Canada have agronomic merit based on tests conducted and recommendations made by recognized crop testing committees. The regulations are currently being reviewed by an advisory committee which is expected to make several recommendations to change or clarify procedures such as the review process where a variety is refused registration. Implementation of the recommendations of the advisory committee will require changes to the regulations.

Anticipated Impact: The changes or clarification to the registration procedures will remove some of the present confusion which exists in the seed industry. The seed industry have asked for these changes or clarifications and are being closely consulted to obtain a consensus. There is strong support from all seed industry groups.

Statutory Authority: Seeds Act R.S.C. 1970, c.S-7.

Expected Date of Publication: It is anticipated that these regulations will be prepublished in May, 1988.

Contact: Mr. W.T. Bradnock, Director, Seed Division, Food Production and Inspection Branch, Agriculture Canada, K.W. Neatby Building, Central Experimental Farm, 960 Carling Avenue, Ottawa, Ontario, K1A 0C6. Tel.: (613) 995-7900.

059-AGR

SEEDS REGULATIONS: VARIETAL STANDARDS AND THE USE OF VARIETY NAMES

The Seeds Act contains authority for the Governor in Council to regulate the use of variety names in labelling or advertising seed and for recognition of standards for varietal purity established by the Canadian Seed Growers' Associations. The amendments to the regulations will make minor changes to the conditions under which variety names are used in labelling or advertising of seed. Other amendments will incorporate varietal purity standards for seeds so that they are identical to those used by the Canadian Seed Growers' Association as crop inspection standards.

Anticipated Impact: These amendments will make minor alterations to the conditions under which variety names are used, as requested by the seed industry. They will also legally recognize the varietal purity standards of the Canadian Seed Growers' Association which are currently recognized only administratively. Seed industry groups and provincial governments have expressed strong support for these changes.

Statutory Authority: Seeds Act R.S.C. 1970, c.S-7.

Expected Date of Publication: It is anticipated that these changes will be prepublished in May, 1988.

Contact: Mr. W.T. Bradnock, Director, Seed Division, Food Production and Inspection Branch, Agriculture Canada, K.W. Neatby Building, Central Experimental Farm, 960 Carling Avenue, Ottawa, Ontario, K1A 0C6. Tel.: (613) 995-7900.

060-AGR

SEEDS REGULATIONS: TESTING OF SEED PRIOR TO SALE

The Seeds Regulations presently require that all seeds sold in Canada meet minimum quality requirements at the time of sale. These quality requirements are set out in Schedule 1 to the Seeds Regulations. There is also a requirement that sellers furnish buyers, upon request, with full details of the analytical results of the seed tests. The purpose is to ensure that seed buyers receive acceptable quality seed and can inform themselves about

all details pertaining to quality. There is, however, no requirement in the regulations that seed should be tested prior to sale, although this is inferred. There is also no requirement that such tests be officially recognized or for analysis to be carried out by recognized seed analysts. The amendments will require that seed tests be done by recognized analysts using recognized methods.

Anticipated Impact: The seed industry and provincial governments will be closely consulted before this change is introduced. The adoption of recognized private tests to determine seed quality will serve to protect the liability of sellers and is the normal practice in trade. Consequently, strong support is expected.

Statutory Authority: Seeds Act R.S.C. 1970, c.S-7.

Expected Date of Publication: It is anticipated that these regulations will be prepublished in October, 1988.

Contact: Mr. W.T. Bradnock, Director, Seed Division, Food Production and Inspection Branch, Agriculture Canada, K.W. Neatby Building, Central Experimental Farm, 960 Carling Avenue, Ottawa, Ontario, K1A 0C6. Tel.: (613) 995-7900.

061-AGR

SEEDS REGULATIONS: HOUSEKEEPING CHANGES

Amendments are needed to make minor housekeeping changes. These changes include revoking of outdated regulations, recognition of standards and procedures currently used administratively, minor labelling changes, typing errors, etc. These will serve to clarify and update the regulations but with little or minor changes in substance.

Anticipated Impact: Because the changes are of a housekeeping nature the impact will be negligible. In the interest of good public relations, the seed industry and provincial governments will be informed of these changes and concerns, if any, will be addressed.

Statutory Authority: Seeds Act R.S.C. 1970, c.S-7.

Expected Date of Publication: It is expected that these changes will be prepublished in August, 1988.

Contact: Mr. W.T. Bradnock, Director, Seed Division, Food Production and Inspection Branch, Agriculture Canada, K.W. Neatby Building, Central Experimental Farm, 960 Carling Avenue, Ottawa, Ontario, K1A 0C6. Tel.: (613) 995-7900.

POLICY BRANCH

062-AGR

AGRICULTURAL STABILIZATION ACT: REGULATIONS

Pursuant to the Agriculture Stabilization Act (ASA), there are a number of regulations which give authority to prescribe prices for designated commodities and to prescribe prices for named commodities above the 90% level. The Governor in Council may designate agricultural commodities, other than "named commodities" which already appear in the act, for stabilization payment at a percentage of the five-year average market price. This price is prescribed by the Governor in Council and adjusted for cash cost of production changes. The Governor in Council may prescribe a price at a percentage higher than 90% for any "named commodity." In both cases, the authority is provided by regulations. Stabilization payments at the prescribed prices are funded from annual appropriation by Parliament and are established by an order in council. Approximately fifteen regulations are expected to be processed during the 1988 crop year.

Anticipated Impact: Assists producers' income when farm receipts of a particular commodity fall significantly, or when input costs have risen at a faster rate than the market price.

Statutory Authority: Agricultural Stabilization Act (ASA), 1958, Chapter A-9 of R.S.C. 1970.

Expected Date of Publication: As producers and industry representatives are well informed by participation in discussions which precede the determination of level of support for each payment, the respective regulations do not require prepublication.

Contact: A.E. Proulx, Secretary-Manager, Agricultural Stabilization Board, 930 Carling Avenue, Ottawa, Ontario, K1A 0C5. Tel.: (613) 995-5880.

CANADIAN DAIRY COMMISSION

063-AGR

PRINCE EDWARD ISLAND MILK MARKETING ORDER: EXTRA-PROVINCIAL AND INTERNATIONAL MARKETS

The Prince Edward Island Marketing Council and the Prince Edward Island Milk Marketing Board are participants in the National Milk Marketing Plan and have been authorized by their provincial legislation to regulate the marketing of milk locally within their province and to levy for such purposes. Likewise, because of their participation in the national plan, they should be authorized to regulate the marketing of milk in the extra-provincial and international markets and to levy for such purposes.

Anticipated Impact: Both the Prince Edward Island Marketing Council and the Prince Edward Island Milk Marketing Board have been consulted and concur on this proposal. The potential impact of the regulation was assessed and it was estimated that it will be very well received by the dairy farmers of Prince Edward Island as this proposed regulation coordinates with their own provincial regulations. There are no direct costs deriving from the establishment of this regulation.

Statutory Authority: Agricultural Products Marketing Act, R.S.C. 1970, c. A-7.

Expected Date of Publication: Because this regulation replaces existing similar regulation, in order to give effect to new provincial regulations and to coordinate the federal order with existing provincial regulations, an exemption from prepublication will be requested. This authorization is expected to be granted early in 1988.

Contact: Mr. Jean-Paul Fortin, Counsel, Canadian Dairy Commission, 2197 Riverside Drive, Ottawa, Ontario, K1A 0Z2. Tel.: (613) 998-9490.

064-AGR

QUEBEC MILK MARKETING ORDER: EXTRA-PROVINCIAL AND INTERNATIONAL MARKETS

The "Fédération des producteurs de lait du Québec" and the "Régie des marchés agricoles du Québec" are participants in the National Milk Marketing Plan and have been authorized by their provincial legislation to regulate the marketing of milk locally within their province and to levy for such purposes. Likewise, because of their participation in the national plan, they should be authorized to regulate the marketing of milk in the extra-provincial and international markets and to levy for such purposes.

Anticipated Impact: Both the "Fédération des producteurs de lait du Québec" and the "Régie des marchés agricoles du Québec" have been consulted and concur on this proposal. The potential impact of the regulation was assessed and it was estimated that it will be very well received by the dairy farmers of Quebec as this proposed regulation coordinates with their own provincial regulations. There are no direct costs deriving from the establishment of this regulation.

Statutory Authority: Agricultural Products Marketing Act, R.S.C. 1970, c. A-7.

Expected Date of Publication: Because this regulation replaces existing similar regulation, in order to give effect to new provincial regulations and to coordinate the federal order with existing provincial regulations, an exemption from prepublication will be requested. This authorization is expected to be granted early in 1988.

Contact: Mr. Jean-Paul Fortin, Counsel, Canadian Dairy Commission, 2197 Riverside Drive, Ottawa, Ontario, K1A 0Z2. Tel.: (613) 998-9490.

CANADIAN GRAIN COMMISSION

065-AGR

CANADA GRAIN ACT AND REGULATIONS: GRAIN GRADE SCHEDULES

It is proposed to reduce the number of grades for Canada Western and Canada Eastern Oats and revise the specifications therefor, as well as revise the grade schedules for Soybeans and certain other grains in Schedule I of the Canada Grain Act and Schedule III of the Canada Grain Regulations after presentation to and recommendation of the Grain Standards Committee in November of 1987.

Anticipated Impact: These amendments will enhance the marketability of Canadian grain, contribute to economic growth of grain producers and assist in maintaining an efficient grain handling system.

Statutory Authority: Canada Grain Act, S.C. 1970-71-72, c. 7, ss. 15 and 16.

Expected Date of Publication: May, 1988.

Contact: Mr. H. Fast, Director, Grain Inspection Division, Canadian Grain Commission, Room 900, 303 Main Street, Winnipeg, Manitoba, R3C 3G8. Tel.: (204) 983-2780.

066-AGR

CANADA GRAIN REGULATIONS: GRAIN INSPECTION

At the present time, subsection 8(1) of the Canada Grain Regulations provides that any person interested in any grain may have a sample of grain inspected for determination of grade and dockage. This has led to the indiscriminate use of the commission's grain inspection services and, in some cases, without proper cost recovery. It is proposed that the grain inspection services be provided only to producers, licensees and authorized users.

Anticipated Impact: The amendment will prevent certain users from obtaining free grain inspection services by requesting the services on behalf of producers who are not charged for these services; also, it will assist the commission in determining whether or not such users should be licensed under the Canada Grain Act pursuant to subsection 69(1) of the Act.

Statutory Authority: Canada Grain Act, S.C. 1970-71-72, c. 7, s. 24.

Expected Date of Publication: April, 1988.

Contact: Mrs. E.M. Knox, Corporate Secretary, Canadian Grain Commission, Room 600, 303 Main Street, Winnipeg, Manitoba, R3C 3G8. Tel.: (204) 983-3081.

067-AGR

CANADA GRAIN REGULATIONS: ELEVATOR CONSTRUCTION

At the present time, elevator licensees are required to notify the commission in writing within fifteen days of any functional alteration or addition to the elevator building(s) or to any equipment associated therewith. Problems have arisen when the commission has been advised fifteen days after completion of such alterations or additions where they did not meet the requirements of the Canada Grain Act or its regulations and modifications had to be made after completion. It is proposed, therefore, to amend subparagraph 18(c)(ii) to stipulate that the commission is to be notified of such alterations or additions within fifteen days of plans therefor being available in order that the commission may examine the plans and advise if any modifications must be made before such alterations or additions are commenced.

Anticipated Impact: This amendment should avoid costly modifications to elevator buildings or equipment after alterations or additions are made and, therefore, would be advantageous to elevator operators. It would also help ensure that grain producers are being provided with proper handling of their grain.

Statutory Authority: Canada Grain Act, S.C. 1970-71-72, c. 7, s. 36(i)(a) & (b); s. 52.

Expected Date of Publication: April, 1988.

Contact: Mrs. E.M. Knox, Corporate Secretary, Canadian Grain Commission, Room 600, 303 Main Street, Winnipeg, Manitoba, R3C 3G8. Tel.: (204) 983-3081.

068-AGR

CANADA GRAIN REGULATIONS: GRAIN DEALER DOCUMENTS

The present Section 19 merely requires a grain dealer to "use" a grain receipt or a cash ticket, or both. Cases have arisen in the past where a producer has not been given a document for his grain or, if he was, it was some time after delivery of the grain. The amendments will specify that a grain dealer must issue these documents upon receipt of the grain or upon assuming title to or control of the grain.

Anticipated Impact: This amendment will ensure that the producer, as a holder of a document for the payment of money or delivery of grain, will be covered by the security held by the commission.

Statutory Authority: Canada Grain Act, S.C. 1970-71-72, c. 7, s. 33(b).

Expected Date of Publication: April, 1988.

Contact: Mrs. E.M. Knox, Corporate Secretary, Canadian Grain Commission, Room 600, 303 Main Street, Winnipeg, Manitoba, R3C 3G8. Tel.: (204) 983-3081.

069-AGR

CANADA GRAIN REGULATIONS: GRAIN HANDLING CHARGES

A review is being conducted to determine if subsections 32(5) and 33(5) of the regulations should be amended to clarify the intent of the wording. Confusion has arisen as to the weight on which elevation and storage charges should be computed in Schedules VII and VIII.

Anticipated Impact: Depending on the results of the review, there may be an adjustment in grain handling costs between producers and elevator companies.

Statutory Authority: Canada Grain Act, S.C. 1970-71-72, c. 7, s. 98(1)(m).

Expected Date of Publication: April, 1988.

Contact: Mrs. E.M. Knox, Corporate Secretary, Canadian Grain Commission, Room 600, 303 Main Street, Winnipeg, Manitoba, R3C 3G8. Tel.: (204) 983-3081.

070-AGR

CANADA GRAIN REGULATIONS: GRAIN DOCUMENTATION

At present, it is required that transfer elevator receipts be signed and countersigned. As more and more transfer elevators are proceeding with electronic documentation, it is proposed to amend subsection 67(5) to eliminate the necessity of signatures.

Anticipated Impact: This amendment will facilitate the grain industry's need for faster handling of documents.

Statutory Authority: Canada Grain Act, S.C. 1970-71-72, c. 7, s. 95.

Expected Date of Publication: April, 1988.

Contact: Mrs. E.M. Knox, Corporate Secretary, Canadian Grain Commission, Room 600, 303 Main Street, Winnipeg, Manitoba, R3C 3G8. Tel.: (204) 983-3081.

071-AGR

CANADA GRAIN REGULATIONS: SUBCLASS OF LICENCE FOR INTERIOR TERMINAL ELEVATORS

At present, there are four interior terminal elevators in Western Canada whose principal uses are the same as those of the port terminals but they cannot load to vessels. As they are licensed as terminal elevators, the commission must maintain staff in them to provide official grain inspection weighing services; however, because the volume of grain handled at these interior terminal elevators is much lower than at the port terminals, it is not cost-effective for the commission and can never be as long as they are classed as terminal elevators. It is, therefore, proposed to provide a subclass of terminal elevator licence for these interior terminal elevators so that their proper role in the grain handling system may be defined and a different fee structure applied.

Anticipated Impact: There may be increased costs of handling grain at these facilities; however, such costs will be in line with the Treasury Board directive regarding full cost recovery by the commission.

Statutory Authority: Canada Grain Act, S.C. 1970-71-72, c. 7, s. 33.

Expected Date of Publication: April, 1988.

Contact: Mrs. E.M. Knox, Corporate Secretary, Canadian Grain Commission, Room 600, 303 Main Street, Winnipeg, Manitoba, R3C 3G8. Tel.: (204) 983-3081.

072-AGR

CANADA GRAIN REGULATIONS: GRAIN WEIGH-OVERS

A review is being conducted by the commission to determine if it would be advantageous to the grain industry to decrease the maximum overage allowed on weigh-overs at terminal elevators on the higher grades of certain grains and increase it on the lower grades. This would require the amendment of portions of Section 69 of the regulations.

Anticipated Impact: It is anticipated that these proposed amendments will ensure that the quality of the higher grades of grain is maintained and that blending to increase marketable quantities of grain will occur in the lower rather than the higher grades of grain; also, it is anticipated that efficient terminal elevator operators will be able to maximize their opportunities for deliverability of grain.

Statutory Authority: Canada Grain Act, S.C. 1970-71-72, c. 7, s. 67.

Expected Date of Publication: April, 1988.

Contact: Mrs. E.M. Knox, Corporate Secretary, Canadian Grain Commission, Room 600, 303 Main Street, Winnipeg, Manitoba, R3C 3G8. Tel.: (204) 983-3081.

073-AGR

CANADA GRAIN REGULATIONS: GRAIN TREATMENT

It is proposed to substitute the word "hazardous" for the word "poisonous" throughout Section 70 in order to include all farm supplies normally sold at an elevator. Paragraph 45(b) of the Canada Grain Act prohibits a licensed elevator operator from receiving any material or substance for storage in the elevator other than grain, grain products or screenings, except as authorized by regulation or order of the commission. This requires that a separate building must be maintained for the storage of fumigants, herbicides, fertilizers, etc. As this building must be kept heated, it has become costly and elevator companies have been incorporating their farm supply warehouses in the elevators. The commission monitors the building of all new elevators and it is proposed to amend subsection 70(1.1) so that hazardous compounds or materials can only be stored in areas specifically designated and authorized by the commission and having no direct access to grain handling or storage areas. Subsection 70(2) is being amended to cover the disposition of contaminated grain not only while it is in store in an elevator (as it now reads) but also, during transit, at the time of receipt into or on discharge from an elevator.

Anticipated Impact: No adverse impact is anticipated. It is anticipated that the proposed amendments will contribute to the safer handling of grain.

Statutory Authority: Canada Grain Act, S.C. 1970-71-72, c. 7, s. 45(b).

Expected Date of Publication: April, 1988.

Contact: Mrs. E.M. Knox, Corporate Secretary, Canadian Grain Commission, Room 600, 303 Main Street, Winnipeg, Manitoba, R3C 3G8. Tel.: (204) 983-3081.

074-AGR

CANADA GRAIN REGULATIONS: GRAIN DRYING

It is proposed to revoke subsection 78(4) and amend subsection 78(5) to delete the reference to drying and sampling of "bulk lots" of grain so that the calculation for shrinkage will be based on the actual moisture determined from sampling, both before and after drying, for all grains.

Anticipated Impact: It is anticipated that these amendments will decrease the amount of overages at terminal elevators and more accurately reflect the amounts of grain dried by blending and the amounts that have been artificially dried.

Statutory Authority: Canada Grain Act, S.C. 1970-71-72, c. 7, para. 58(3)(a).

Expected Date of Publication: April, 1988.

Contact: Mrs. E.M. Knox, Corporate Secretary, Canadian Grain Commission, Room 600, 303 Main Street, Winnipeg, Manitoba, R3C 3G8. Tel.: (204) 983-3081.

075-AGR

CANADA GRAIN REGULATIONS: PRODUCER RAILWAY CARS

The proposed amendment of subsection 81(4) will provide for "one or more producers of grain" to be able to load a railway car pursuant to the 1984 amendment of Section 71 of the Canada Grain Act. It is also proposed to delete the reference to "a loading platform" as this is obsolete. Some clarification of the words "directly...into the railway cars" is also required as an increasing number of private bulk-loading facilities are being erected for the loading of producer railway cars.

Anticipated Impact: This amendment will bring the regulation in line with current practises and eliminate confusion as to how producers can load railway cars.

Statutory Authority: Canada Grain Act, S.C. 1970-71-72; c. 7, S.C. 1980-81-82-83, c. 47, s. 71.

Expected Date of Publication: April, 1988.

Contact: Mrs. E.M. Knox, Corporate Secretary, Canadian Grain Commission, Room 600, 303 Main Street, Winnipeg, Manitoba, R3C 3G8. Tel.: (204) 983-3081.

076-AGR

CANADA GRAIN REGULATIONS: FEES OF THE COMMISSION

It is proposed to adjust the fees of the commission in accordance with the third-year phase of a three-year plan to attain full cost recovery.

Anticipated Impact: There may be increased costs of handling grain to the producers, however, such costs will be in line with the Treasury Board directive regarding full cost recovery by the Commission.

Statutory Authority: Canada Grain Act, S.C. 1970-71-72, c. 7, s. 98(1)(a).

Expected Date of Publication: July, 1988.

Contact: Mrs. E.M. Knox, Corporate Secretary, Canadian Grain Commission, Room 600, 303 Main Street, Winnipeg, Manitoba, R3C 3G8. Tel.: (204) 983-3081.

077-AGR

CANADA GRAIN REGULATIONS: GRAIN FORMS

Amendment and addition of certain forms in Schedules V and VI were included in the Federal Regulatory Plan for 1987 but because of problems with translation and artwork, all were not completed. It is proposed to complete these in 1988.

Anticipated Impact: With the increased usage of computers, amendments of the forms should create more efficiency. The new grain dealer form should assist the commission in monitoring grain dealers.

Statutory Authority: Canada Grain Act, S.C. 1970-71-72, c. 7, s. 98(1).

Expected Date of Publication: As most of the amendments to these forms are of a "housekeeping" nature and are the commission's own forms, no purpose would be served in having them prepublished; therefore, the expected date of publication is July, 1988.

Contact: Mrs. E.M. Knox, Corporate Secretary, Canadian Grain Commission, Room 600, 303 Main Street, Winnipeg, Manitoba, R3C 3G8. Tel.: (204) 983-3081.

078-AGR

CANADA GRAIN REGULATIONS: MAXIMUM ELEVATOR TARIFFS

Except for drying charges, no major amendments were made to the maximum tariffs of primary, terminal and transfer elevators for the 1987-88 crop year. Upon review of the companies' annual statements after the 1987 fiscal year, the commission will consider whether the maximum tariffs should be adjusted for the 1988-89 crop year. Schedules VII, VIII and IX will also be amended to add "Canola" wherever reference is made to "Rape-seed."

Anticipated Impact: As most of the elevators' charges are below the maximum tariffs, it will depend on the elevator companies whether or not there will be increased costs in the handling of grain.

Statutory Authority: Canada Grain Act, S.C. 1970-71-72, c. 7, s. 98(1)(m).

Expected Date of Publication: July, 1988.

Contact: Mrs. E.M. Knox, Corporate Secretary, Canadian Grain Commission, Room 600, 303 Main Street, Winnipeg, Manitoba, R3C 3G8. Tel.: (204) 983-3081.

079-AGR

CANADA GRAIN REGULATIONS: MAXIMUM SHRINKAGE ALLOWANCE

Schedules X and XI to the regulations will be amended to add "Canola" wherever reference is made to "Rape-seed." Also, a study is being conducted to determine if the maximum shrinkage allowances should be adjusted.

Anticipated Impact: No adverse impact is anticipated by adding the grain "Canola" which was established in the regulations on August 1, 1987. There may be an adjustment in grain handling costs between producers and elevator companies if the maximum shrinkage allowances are adjusted.

Statutory Authority: Canada Grain Act, S.C. 1970-71-72, c. 7, s. 98(1)(e) and (f).

Expected Date of Publication: As these schedules are lengthy and as the amendment is minor, no prepublication is planned; therefore, the expected date of publication is July, 1988.

Contact: Mrs. E.M. Knox, Corporate Secretary, Canadian Grain Commission, Room 600, 303 Main Street, Winnipeg, Manitoba, R3C 3G8. Tel.: (204) 983-3081.

080-AGR

CANADA GRAIN REGULATIONS: DOCKAGE ON GRAIN

Schedules XII and XIII to the regulations will be amended to add "Canola" wherever reference is made to "Rapeseed."

Anticipated Impact: No adverse impact is anticipated. These amendments merely add the grain "Canola" which was established in the regulations on August 1, 1987.

Statutory Authority: Canada Grain Act, S.C. 1970-71-72, c. 7, s. 98(1)(e) and (f).

Expected Date of Publication: As these schedules are lengthy and as the amendment is minor, no prepublication is planned; therefore, the expected date of publication is July, 1988.

Contact: Mrs. E.M. Knox, Corporate Secretary, Canadian Grain Commission, Room 600, 303 Main Street, Winnipeg, Manitoba, R3C 3G8. Tel.: (204) 983-3081.

081-AGR

OFF GRADES OF GRAIN AND GRADES OF SCREENINGS ORDER

The Off Grades of Grain and Grades of Screenings Order is to be amended to add "Canola" wherever reference is made to "Rapeseed." Also, schedules I to III to the order are to be amended to reflect the changes from Canada grades to Canada Western and Canada Eastern grades which were made effective July 1 and August 1, 1987.

Anticipated Impact: As these are minor "housekeeping" amendments, no adverse impact is anticipated.

Statutory Authority: Canada Grain Act, S.C. 1970-71-72, c. 7, s. 16(b).

Expected Date of Publication: July, 1988.

Contact: Mrs. E.M. Knox, Corporate Secretary, Canadian Grain Commission, Room 600, 303 Main Street, Winnipeg, Manitoba, R3C 3G8. Tel.: (204) 983-3081.

FARM CREDIT CORPORATION

082-AGR

FARM CREDIT ACT INTEREST RATES REGULATIONS

The Farm Credit Act Interest Rates Regulations prescribe the rates of interest payable to the Farm Credit Corporation by borrowers on loans made under the Farm Credit Act. Each time it is necessary to change the interest rates on loans, section 3 of the existing regulations must be revoked and a new section 3 approved by the Governor in Council. Interest rates on loans under the Farm Credit Act are adjusted periodically as market conditions and the cost of funds change.

Anticipated Impact: The impact of changes in interest rates on loans to farmers under the Farm Credit Act depends upon the degree of the change and the direction of the change. The lending rate is established based on market and economic conditions and the cost of funds. Thus, FCC lending rates usually follow the trends set by commercial lenders for interest rates on farm mortgages. As the cost of credit and therefore the level of interest rates is only one component of farm input costs, the impact of changing interest rates on individual farms is dependent upon the level of debt, changes in other input costs and the prices received for farm commodities. A substantial change in interest rates can substantially affect the demand for credit and therefore the purchase of assets. However, the major use of Farm Credit Act loans is for the purchase of farm land which is an asset that is generally controlled by farmers.

Statutory Authority: Farm Credit Act R.S.C. 1970, c. F-2, subsection 23 (2).

Expected Date of Publication: As interest rates under the Farm Credit Act change in relation to market conditions, there is no specific date anticipated.

Contact: T. Robertson, Treasurer, Farm Credit Corporation, Box 2314, Postal Station D, Ottawa, Ontario, K1P 6J9. Tel.: (613) 996-6606.

083-AGR

FARM SYNDICATES CREDIT ACT INTEREST RATE ORDER

The Farm Syndicates Credit Act (FSCA) states the basis upon which the Farm Credit Corporation (FCC) shall prescribe the interest rate for loans under the act subject to approval of the Governor in Council. Each time interest rates on FSCA loans are prescribed by FCC approval of the Governor in Council must be obtained. The interest rate on loans under the FSCA is adjusted periodically as market conditions and the cost of funds change.

Anticipated Impact: The impact of changes in the interest rate on loans to farmers under the Farm Syndicates Credit Act depends upon the degree of the change and the direction of the change. The lending rate is established based on market conditions and the cost of funds. Thus, the FSCA lending rate usually follows the trends set by commercial lenders for interest rates for intermediate-term credit. As the cost of credit and therefore the level of interest rates is only one component of farm input costs, the impact of changing interest rates on individual farms is dependent upon the level of debt, changes in other input costs and the prices received for farm commodities. A substantial change in interest rates can substantially affect the demand for credit and therefore the purchase of assets. The major use of Farm Syndicates Credit Act loans is for the purchase of machinery and fixed equipment that is shared by three or more individual farm operators.

Statutory Authority: Farm Syndicates Credit Act R.S.C. 1970, C. F-4, subsection 6(3).

Expected Date of Publication: As the interest rate under the FSCA changes in relation to market conditions and the cost of funds, there is no specific date anticipated.

Contact: T. Robertson, Treasurer, Farm Credit Corporation, Box 2314, Postal Station D, Ottawa, Ontario, K1P 6J9. Tel.: (613) 996-6606.

CANADA MORTGAGE AND HOUSING CORPORATION

MORTGAGE-BACKED SECURITIES PROGRAM	084-CMHC
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Roles and Responsibilities

Canada Mortgage and Housing Corporation (CMHC) is a federal Crown corporation. It was established by a special act of Parliament, the Central Mortgage and Housing Corporation Act, in 1946. The primary intention in creating the corporation was to centralize under one organization, the administration of the Housing Acts of 1935, 1938 and 1944 which had been administered by the Minister of Finance.

The principal role of the corporation continues to be the administration of the current Housing Act, the National Housing Act. Under the present act the basic functions of the corporation are: the provision of mortgage loan insurance; the guaranteeing of timely payment of mortgage-backed securities issued by an approved issuer; the administration of the Mortgage Loan Insurance, Rental Guarantee and Home Improvement Loan Funds established pursuant to the act; the administration and/or delivery of various government housing construction loan, contribution, subsidy and loan guarantee programs; research into housing conditions, community planning and other activities in support of CMHC's mandate; administration of loans, investments and other assets of the corporation; the provision of certain technical services to other federal departments and agencies and to approved home warranty programs.

Active government programs would include: Residential Rehabilitation Assistance Program, Rent Supplement, Co-operative Housing, Private and Public Non-Profit, Urban Native, Section 40 Public Housing, Rural and Native Housing, Section 59 DIAND Homeowner and Rental Loans, Part V Program Support and Emergency Repair Programs.

Government programs are either delivered by CMHC or by a province or territory subject to a cost-sharing arrangement entered into with CMHC. The Federal Co-operative Housing Program is delivered exclusively by CMHC. Since 1986, in addition to joint programs such as the Federal Provincial Public Housing Program, a province or territory can deliver most government housing programs.

Regulations made pursuant to the National Housing Act are contained in the National Housing Loan Regulations. The regulations are basically enabling in nature providing for program detail not contained in the act.

084-CMHC

MORTGAGE-BACKED SECURITIES PROGRAM

A Cabinet decision in 1987 authorized the creation of a mortgage-backed securities guarantee fund to record all transactions related to mortgage-backed securities (MBS). Program improvements are anticipated in light of program acceptance and market circumstances.

Anticipated Impact: The proposed improvements will result in the establishment of improved accountability and

operation of the program on a commercial basis. More MBS will be issued.

Statutory Authority: National Housing Act, R.S.C. 1970, c. N-10.

Expected Date of Publication: Second quarter, 1988.

Contact: Doug Tyler, Chief Solicitor, Legal Division, CMHC National Office, 682 Montreal Road, Ottawa, Ontario, K1A 0P7. Tel.: (613) 748-2892.

085-CMHC

WAIVER OF FIRE AND PROPERTY INSURANCE REQUIREMENT: APPROVED LENDER LOANS

The amendment will allow lenders to waive the fire and property insurance requirement for borrowers (with the prior approval of CMHC) in receipt of social housing assistance.

Anticipated Impact: The amendment could result in savings to the federal government. No social or political impact is anticipated.

Statutory Authority: National Housing Act, National Housing Loan Regulations, Section 39(3).

Expected Date of Publication: First quarter, 1988.

Contact: Doug Tyler, Chief Solicitor, Legal Division, CMHC National Office, 682 Montreal Road, Ottawa, Ontario, K1A 0P7. Tel.: (613) 748-2892.

086-CMHC

NATIONAL HOUSING LOAN REGULATIONS: AMENDMENTS

These proposed regulations are a collection of amendments to existing regulations. They include: amendments consequent upon statutory revision, compliance with requests of Standing Joint Committee of Senate and House on Regulations, modernizing language, correcting errors, improving form and eliminating unnecessary provisions. The amendments represent no policy changes.

Anticipated Impact: These are administrative changes.

Statutory Authority: National Housing Act, R.S.C. 1970, c. N-10.

Expected Date of Publication: Second quarter, 1988.

Contact: Doug Tyler, Chief Solicitor, Legal Division, CMHC National Office, 682 Montreal Road, Ottawa, Ontario, K1A 0P7. Tel.: (613) 748-2892.

087-CMHC**MORTGAGE LOAN INSURANCE PROGRAM**

A Cabinet decision in 1987 authorized legislative and regulatory changes to implement improvements to the public mortgage loan insurance program. No sunset provisions are anticipated. The new NHA insurance initiatives approved by Cabinet in 1987 are consistent with the majority view expressed in extensive public consultations.

Anticipated Impact: It is expected that the amendments will have an impact on all Canadian households, financial institutions and the residential construction industry. The objective is to achieve equal access to NHA-insured financing by all borrowers within the constraint of a financially self-sufficient program.

Statutory Authority: National Housing Act, R.S.C. 1970, c. N-10.

Expected Date of Publication: Second quarter, 1988.

Contact: Doug Tyler, Chief Solicitor, Legal Division, CMHC National Office, 682 Montreal Road, Ottawa, Ontario, K1A 0P7. Tel.: (613) 748-2892.

088-CMHC**RESIDENTIAL RENOVATION POLICY**

Changes may be required to encourage Canadians to undertake repairs and improvements to their housing. The proposed regulations would be consequent on such an initiative. In addition, there are some minor outstanding problems with the wording of Section 34 of the National Housing Act. Views on the amendments will be sought from provincial and territorial governments and interest groups.

Anticipated Impact: There will be a potential impact on homeowners, landlords, financial institutions and the renovation industry.

Statutory Authority: National Housing Act, R.S.C. 1970, c. N-10.

Expected Date of Publication: Last quarter, 1988.

Contact: Doug Tyler, Chief Solicitor, Legal Division, CMHC National Office, 682 Montreal Road, Ottawa, Ontario, K1A 0P7. Tel.: (613) 748-2892.

089-CMHC**ON-RESERVE HOUSING PROGRAMS**

Changes may be required in light of the recommendations presented in a current review of housing policy on Indian reserves headed by the Department of Indian Af-

fairs and Northern Development. In addition, there are some minor outstanding problems with the wording of some portions of the regulations because of the changing status of Indian lands consequent upon self-government developments. There will be a consultation process which will include Indian organizations.

Anticipated Impact: These proposed changes will potentially affect homeowners and tenants living on reserves as well as the housing market there.

Statutory Authority: National Housing Act, R.S.C. 1970, c. N-10.

Expected Date of Publication: Fourth quarter, 1988.

Contact: Doug Tyler, Chief Solicitor, Legal Division, CMHC National Office, 682 Montreal Road, Ottawa, Ontario, K1A 0P7. Tel.: (613) 748-2892.

090-CMHC**PUBLIC HOUSING REGENERATION**

Changes may be required to facilitate the regeneration of public housing. Views on any amendments will be sought from provincial and territorial governments and interest groups.

Anticipated Impact: There is expected to be some potential impact of regeneration on federal-provincial relations, public housing tenants, municipalities and on the construction and renovation industry.

Statutory Authority: National Housing Act, R.S.C. 1970, c. N-10.

Expected Date of Publication: Last quarter, 1988.

Contact: Doug Tyler, Chief Solicitor, Legal Division, CMHC National Office, 682 Montreal Road, Ottawa, Ontario, K1A 0P7. Tel.: (613) 748-2892.

091-CMHC**CHANGE IN LIMITS ON PROPOSAL DEVELOPMENT FUNDING LOANS UNDER SECTION 37.1 NHA**

It is intended that the \$75,000 limit per NHL Regulation 85.7 on loans under Section 37.1 NHA be increased so as to permit loans consistent with current costs reflecting the scale and complexity of proposals, with subsequent limits to be established on a policy and budget submission basis. The change has been requested by client groups, including the Co-operative Housing Foundation of Canada. Views will be sought from provincial and territorial governments and budgetary impacts will be reviewed with appropriate federal agencies.

Anticipated Impact: Fewer non-profit and co-operative groups would experience problems to the point of an acceptable final application to CMHC on their housing projects. The financial impact would be minimal since the loans are recovered after project commitment, and the increase in interest costs would likely be offset by reduced write-offs of loans on proposals which could not proceed to commitment. Implementation would follow a 1988 budget submission.

Statutory Authority: National Housing Act, National Housing Loan Regulations, Section 87.5.

Expected Date of Publication: First quarter, 1988.

Contact: Doug Tyler, Chief Solicitor, Legal Division, CMHC National Office, 682 Montreal Road, Ottawa, Ontario, K1A 0P7. Tel.: (613) 748-2892.

092-CMHC

TREATMENT OF SURPLUSES ON ASSISTED NON-PROFIT HOUSING PROGRAMS

Changes will be proposed to control the disposition of surpluses in later years of a project having received government assistance. This change is consistent with requests of several provincial governments cost sharing in the programs. Views will be sought from other governments and interest groups.

Anticipated Impact: It is expected that controls will enhance the cost effectiveness of the programs.

Statutory Authority: National Housing Act, R.S.C. 1970, c. N-10.

Expected Date of Publication: Second quarter, 1988.

Contact: Doug Tyler, Chief Solicitor, Legal Division, CMHC National Office, 682 Montreal Road, Ottawa, Ontario, K1A 0P7. Tel.: (613) 748-2892.

093-CMHC

NHA LOAN INSURANCE APPLICATION FEE REQUIREMENTS FOR NON-PROFIT AND CO-OP PROJECTS

An exemption to the requirement under Regulation 5(1), National Housing Loan Regulations that application fees be paid on the submission of a Request - Undertaking to Insure is desirable for non-profit and co-operative groups having no equity, on the condition the fee be paid out of a first advance of mortgage funds. This exemption has been requested by some client groups. Views on the amendment will be sought from provincial, territorial and municipal governments and interest groups.

Anticipated Impact: This change would facilitate access of exempted groups to federal and federal/provincial/territorial housing programs, and reduce demands for Proposal Development Funding Loans provided under Section 37.1 of the NHA.

Statutory Authority: National Housing Act, National Housing Loan Regulations, Section 5(1).

Expected Date of Publication: First quarter, 1988.

Contact: Doug Tyler, Chief Solicitor, Legal Division, CMHC National Office, 682 Montreal Road, Ottawa, Ontario, K1A 0P7. Tel.: (613) 748-2892.

094-CMHC

BINDING ASSISTED HOUSING TO ITS INTENDED PURPOSES

Legislative recognition is sought that CMHC is entitled to bind non-profit and co-operative housing projects assisted under Section 56.1 NHA to the purposes of the programs for the life of operational agreements. Views will be sought from provincial and municipal governments and interest groups.

Anticipated Impact: The change will reinforce CMHC's efforts, through operating agreement provisions, to enforce the intents of programs with respect to the non-profit or not-for-profit character of assisted projects.

Statutory Authority: National Housing Act, R.S.C. 1970, c. N-10.

Expected Date of Publication: Second quarter, 1988.

Contact: Doug Tyler, Chief Solicitor, Legal Division, CMHC National Office, 682 Montreal Road, Ottawa, Ontario, K1A 0P7. Tel.: (613) 748-2892.

CANADA POST

PROHIBITED MAIL REGULATIONS AND RELATED AMENDMENTS TO SPECIAL SERVICES AND FEES REGULATION, DOMESTIC FIRST CLASS MAIL REGULATIONS, FOURTH CLASS MAIL REGULATIONS AND INTERNATIONAL LETTER-POST ITEMS REGULATIONS	095-CP
AMENDMENTS TO MAIL PREPARATION REGULATIONS AND OTHER RELATED REGULATIONS ~	096-CP
REGULATIONS REWRITE PROJECT	097-CP

Roles and Responsibilities

Canada Post, formerly a department of government, became a Crown corporation with the proclamation of the Canada Post Corporation Act, October 16, 1981. Canada Post is engaged in the business of collecting, sorting and delivering more than eight billion pieces of mail a year to over ten million homes and businesses across Canada in addition to handling mail to and from more than 165 countries. The corporation markets its products and services through a network of approximately 13,000 outlets, more than half of which are operated by private business.

Legislative Mandate

The Canada Post Corporation Act provides the corporation with a basic mandate within which to conduct the affairs of the postal service. That mandate is as follows:

- to establish and operate a postal service for the collection, transmission and delivery of messages, information, funds and goods both within Canada and between Canada and places outside Canada;
- to manufacture and provide such products and to provide such services as are, in the opinion of the corporation, necessary or incidental to the postal service provided by the corporation; and
- to provide to or on behalf of departments and agencies of, and corporations owned, controlled or operated by, the Government of Canada or any provincial, regional or municipal government in Canada or to any person, services that, in the opinion of the corporation, are capable of being conveniently provided in the course of carrying out the other objects of the corporation.

While maintaining basic customary postal service, the corporation, in carrying out its objects, shall have regard to:

- the desirability of improving and extending its products and services in the light of developments in the field of communications;
- the need to conduct its operations on a self-sustaining financial basis while providing a standard of service that will meet the needs of the people of Canada and that is similar with respect to communities of the same size;
- the need to conduct its operations in such a manner as will best provide for the security of mail;
- the desirability of utilizing the human resources of the corporation in a manner that will both attain the objects of the corporation and ensure the commitment and dedication of its employees to the attainment of those objects; and

- the need to maintain a corporate identity program approved by the Governor in Council that reflects the role of the corporation as an institution of the Government of Canada.

Canada Post Regulatory Process - Section 17 of the Canada Post Corporation Act (CPC) authorizes the corporation to make regulations for matters related to its business. Such regulations must be approved by the Governor in Council before coming into effect.

The CPC Act provides that all proposed regulations must be published in Part I of the *Canada Gazette* and a reasonable opportunity afforded to interested persons to make representations to the minister responsible.

The proposed regulation, or the regulation as amended in the response to representation, is forwarded by the corporation to the minister responsible as soon as possible after the 60th day following the initial gazetting. The minister then submits the regulation to the governor in council who has a further period of up to sixty days to either approve or reject it.

095-CP

PROHIBITED MAIL REGULATIONS AND RELATED AMENDMENTS TO SPECIAL SERVICES AND FEES REGULATION, DOMESTIC FIRST CLASS MAIL REGULATIONS, FOURTH CLASS MAIL REGULATIONS AND INTERNATIONAL LETTER-POST ITEMS REGULATIONS

The Prohibited Mail Regulations contain a list of items that are considered non-mailable matter (i.e. explosive substances, articles that may soil or damage other mail or post office equipment, etc.) and provide for the disposition of such non-mailable matter. The regulations are outdated and require amendments in order to bring them into line with other federal legislation as well as with new operational requirements. The amendments will also clarify the corporation's position on commercial liquor shipments.

Anticipated Impact: As these proposed amendments are generally technical in nature, it is anticipated that they will have minimum impact on the customers.

Statutory Authority: Canada Post Corporation Act, S.C. 1980-81-82-83, c. 54.

Expected Date of Publication: First quarter of 1988.

Contact: Canada Post Corporation, Public Relations, Sir Alexander Campbell Bldg., Ottawa, Ontario, K1A 0B1. Tel.: (613) 995-4302.

096-CP

**AMENDMENTS TO MAIL PREPARATION
REGULATIONS AND OTHER RELATED
REGULATIONS**

The National Distribution Guide, which contains mail preparation requirements for second class mail and addressed quantity rate third class mail, has been updated to introduce more efficient mail preparation procedures. The Mail Preparation Regulations that set out criteria for posting such mail at special postage rates must also be amended to conform with the National Distribution Guide revisions and to ensure the applicable regulatory provisions are current and in force.

Anticipated Impact: While mailers are currently encouraged to implement the new National Distribution Guide requirements in advance of the proposed regulatory amendments so as to benefit from lower costs and improved service, it is estimated that additional savings could be realized by the corporation with maximum customer co-operation.

Statutory Authority: Canada Post Corporation Act, S.C. 1980- 81-82-83, c. 54.

Expected Date of Publication: First quarter of 1988.

Contact: Canada Post Corporation, Public Relations, Sir Alexander Campbell Bldg., Ottawa, Ontario, K1A 0B1. Tel.: (613) 995-4302.

097-CP

REGULATIONS REWRITE PROJECT

On-going review of existing Canada Post Corporation Regulations in order to provide the corporation with a regulatory environment more attuned to the objectives, duties and powers described in the Canada Post Corporation Act. As a result of this review, some regulations may either be revoked, amended or entirely rewritten.

Anticipated Impact: The impact depends upon the nature of the amendments that will be made.

Statutory Authority: Canada Post Corporation Act, S.C. 1980-81-82-83, c. 54.

Expected Date of Publication: At different times during the year.

Contact: Canada Post Corporation, Public Relations, Sir Alexander Campbell Bldg., Ottawa, Ontario, K1A 0B1. Tel.: (613) 995-4302.

DEPARTMENT OF COMMUNICATIONS

SPECTRUM MANAGEMENT

AMENDMENT TO THE GENERAL RADIO REGULATIONS, PART II TO DEREGULATE THE AMATEUR RADIO SERVICE SUB-BAND ALLOCATIONS AND TO REVOKE THOSE REGULATIONS CONCERNING AMATEUR RADIO OPERATOR CERTIFICATE ENDORSEMENTS	098-DOC
AMENDMENT TO CORRECT MINOR ERRORS IN THE GENERAL RADIO REGULATIONS, PART I CONCERNING LICENCE FEES	099-DOC
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Roles and Responsibilities

All activities undertaken by the Department of Communications relate to the following main objectives: the development of policies, programs, and co-operative arrangements that achieve Canada's social and economic objectives for communications and culture; fostering the orderly development and operation of communications and culture for Canada in both the domestic and international spheres. Five sectors within the department are charged with carrying out the overall objectives of the portfolio by way of policy development, regulation, in-house research and the provision of financial and technical support for enterprises and organizations working in the areas of communications and culture.

Telecommunications and Technology is responsible for improving and extending communications services available to Canadians. This is achieved through the formulation of policies and regulations for telecommunications in Canada; increasing the scientific and technical expertise of government, industry and the scientific community in the fields of telecommunications and informatics; and promoting the development and exploitation of advanced technologies in the fields of telecommunications and informatics by Canadian industry for both domestic and world markets.

Spectrum Management and Regional Operations is responsible for ensuring the accommodation of as many users of the radio frequency spectrum as possible with a minimum of interference, and for promoting the development and growth of radio communications in Canada. This is done by planning, authorizing and controlling spectrum use by Canadian broadcasters, operators and radio licence holders, and by protecting Canada's rights and interests regarding spectrum use through international agreements and regulations. The sector also provides representation for the department's activities in all regions of Canada and ensures access to the department as a whole through its regional structure.

Cultural Affairs and Broadcasting is charged with enhancing artistic development in Canada and increasing the availability of and access to Canadian cultural products and broadcasting services as well as participation in cultural activities. The sector thus formulates policies and designs programs in the areas of culture and broadcasting; advises the minister on policies and programs across the federal cultural portfolio; administers programs and regulations assigned to the department; and provides support to cultural industries and organizations.

Finally, the department ensures the effectiveness of its programs and activities through its Corporate Policy and Corporate Management sectors. In addition to providing an appropriate management regime and a range of centralized services to the department, the sectors are responsible for conducting strategic planning, coordinating all departmental policy endeavours and reviewing the effectiveness of existing policies and programs; managing the departmental relationship with other governments, both nationally and internationally; and ensuring public awareness, understanding and support for DOC policies and programs.

Legislative Mandate

The legislative authorities for departmental activities are to be found in the:

- Radio Act
- Broadcasting Act
- Department of Communications Act
- Telegraph Act
- National Transportation Act
- Telesat Canada Act
- Railway Act
- Canada Council Act
- National Library Act
- National Arts Centre Act
- National Museums Act
- National Archives of Canada Act
- National Film Act
- Cultural Property Export and Import Act, and the Canadian Film Development Corporation Act.

SPECTRUM MANAGEMENT

098-DOC

AMENDMENT TO THE GENERAL RADIO REGULATIONS, PART II TO DEREGULATE THE AMATEUR RADIO SERVICE SUB-BAND ALLOCATIONS AND TO REVOKE THOSE REGULATIONS CONCERNING AMATEUR RADIO OPERATOR CERTIFICATE ENDORSEMENTS

Amateur radio stations operate within internationally agreed radio frequency bands. Canada further regulates these amateur bands by forbidding certain emissions within sub-bands, particularly between 3.5 and 29.7 MHz. Occasionally, regulating authorities in other countries expand their radiotelephone sub-bands. This results in a number of requests from Canadian amateurs for a similar expansion. In addition, there have been a number of requests to use emissions in the 3.5 to 29.7 MHz bands for data communications. These emissions are not currently authorized by regulation. This proposal would remove all emission restrictions and specify a maximum band width of the transmitted signal for the various bands, regardless of the type of emission.

The practice of endorsing Amateur Radio Operators' Certificates after a certain number of months of operation to authorize the holder to use additional frequencies started some thirty years ago and has been widely accepted by the amateur community. In 1980, an amendment was made to the General Radio Regulations, Part II in order to legalize and simplify the procedure. However, the new provisions were found to be *ultra vires* of the Radio Act because they created new sub-classes

of radio operators' certificates, a power not provided for in the Act. The purpose of this amendment is to revoke subsections 53(2) to (6), to amend Schedule V and to revoke Schedules VI and VIII of the General Radio Regulations, Part II.

Anticipated Impact: The proposal to deregulate the sub-bands has no economic impact upon existing amateur radio operations. With the advent of new types of emissions and communication techniques, it has been our experience that restrictions within the amateur bands hinder experimentation by unduly delaying access to the bands by interested amateurs. In addition, the amateurs have an enviable record of self-policing and co-operation and it is expected that any initial problems would be minimal.

The proposal to revoke the endorsement programme benefits both the public and the department. All benefits will be accorded upon successful completion of the applicable examination. Those who are new amateurs will not have to keep records of their operations as proof to obtain endorsements, and the department will save human resources.

Statutory Authority: Radio Act, R.S.C. 1970, c.R-1, Section 7.

Expected Date of Publication: Summer, 1988.

Contact: Mr. M. Nunas, Manager, Spectrum Management Operations, Department of Communications, 300 Slater Street, Ottawa, Ontario, K1A 0C8. Tel.: (613) 990-4736.

099-DOC

AMENDMENT TO CORRECT MINOR ERRORS IN THE GENERAL RADIO REGULATIONS, PART I CONCERNING LICENCE FEES

A number of minor adjustments are needed to clarify and make consistent the English and French and include items inadvertently omitted in the fee regulations that were promulgated as SOR/86-65. Among other items, point-to-point systems, frequency schedules and radio licence amendment fees are affected.

Anticipated Impact: The proposed amendments are of a minor nature that will only serve to correct minor errors found in the SOR/86-65 amendment made to the Radio Regulations.

Statutory Authority: Radio Act, R.S.C. 1970, c.R-1, Section 6.

Expected Date of Publication: Winter, 1987/88.

Contact: Mr. John Fraser, Chief, Radio Regulations, Radio Regulatory Branch, Department of Communications, 300 Slater Street, Ottawa, Ontario, K1A 0C8. Tel.: (613) 990-4752.

100-DOC

AMENDMENT TO CORRECT TRANSLATION ERRORS IN THE GENERAL RADIO REGULATIONS, PART I

The Standing Joint Committee of the Senate and of the House of Commons on Regulations and Other Statutory Instruments has identified certain errors in the text of recent amendments to radio regulations, especially to the General Radio Regulations, Part I. The present amendment will correct these errors.

Anticipated Impact: The proposed amendments are of a routine nature that will only serve to correct minor translation errors found in recent amendments made to the Radio Regulations. The only impact will be to equate French and English versions.

Statutory Authority: Radio Act, R.S.C. 1970, c.R-1, paragraphs 6(1)(a) and (b).

Expected Date of Publication: Winter, 1987/88.

Contact: Mr. John Fraser, Chief, Radio Regulations, Radio Regulatory Branch, Department of Communications, 300 Slater Street, Ottawa, Ontario, K1A 0C8. Tel.: (613) 990-4752.

101-DOC

DELETION OF ASPECTS OF THE GENERAL RADIO REGULATIONS, PARTS I AND II THAT CURRENTLY RESTRICT THE OPERATION OF THE CANADIAN GENERAL RADIO SERVICE AND THE U.S. CITIZENS BAND WHILE IN CANADA, AND TRANSBORDER COMMUNICATION BETWEEN THE TWO SERVICES

Existing regulations require Canadian General Radio Service (GRS) licensees visiting the United States and American Citizens Radio Service (CB) users visiting Canada to obtain written authority to operate their stations in the other country. Since agreement has been reached between the Canadian and United States administrations to abolish these requirements, the Canada/U.S. Treaty was terminated on November 7, 1984. Associated with this is the regulatory provision that prohibits radiocommunications across the border between these two services. This proposal, to come into effect in the fall of 1988, is intended to eliminate these restrictive provisions in conjunction with changes made to the Radio Operator Certificate Regulations.

Anticipated Impact: This proposal will establish a consistent approach between Canada and the U.S.A. in GRS/CB operation and facilitate use of this service by U.S. CB users while in Canada and Canadian GRS users while in the U.S.

Statutory Authority: Radio Act, R.S.C. 1970, c.R-I, Sections 6 and 7.

Expected Date of Publication: Summer, 1988.

Contact: Mr. John Fraser, Chief, Radio Regulations, Radio Regulatory Branch, Department of Communications, 300 Slater Street, Ottawa, Ontario, K1A 0C8. Tel.: (613) 990-4752.

102-DOC

AMENDMENTS TO THE RADIO OPERATOR'S CERTIFICATE REGULATIONS TO ESTABLISH MORE APPROPRIATE CERTIFICATION OF RADIO OPERATORS CONSISTENT WITH CURRENT PRACTICE

In 1982, a task force was established by the Departments of Communications and Transport to review the roles and duties of radio operators, and to determine the class of certificate required to carry out the duties of an operator at particular radio stations. The recommendations of the task force were published in November, 1982, and comments were solicited from the public. This proposal encompasses the conclusions reached and changes required to introduce new classes of radio operator certificates, delete certain existing classes and revise the statements of duties and qualifications. These changes are expected to come into effect in the fall of 1988.

Anticipated Impact: Professional radio operators and the public will have a wider variety of certificates to choose from, each being more appropriate to the particular needs and current and future use of the radio services involved. Safety services, in particular, will benefit from the introduction of operator certification requirements that are more rigorous and appropriate to the needs of the maritime and aeronautical mobile services.

Statutory Authority: Radio Act, R.S.C. 1970, c.R-I, Sections 6 and 7.

Expected Date of Publication: Summer, 1988.

Contact: Mr. John Fraser, Chief, Radio Regulations, Radio Regulatory Branch, Department of Communications, 300 Slater Street, Ottawa, Ontario, K1A 0C8. Tel.: (613) 990-4752.

103-DOC

AMENDMENT OF THE GENERAL RADIO REGULATIONS, PART II AND THE RADIO INTERFERENCE REGULATIONS TO PERMIT THE EXPANDED USE OF EMERGENCY LOCATOR RADIO BEACONS

Under existing regulations, devices that transmit radio frequency signals to facilitate search and rescue operations by indicating the position of a distress situation are only authorized for use in marking the location of a downed aircraft or a sunken ship. As a result of concerns expressed about these limitations, the department proposes to broaden the existing regulations to liberalize the use of emergency locator radio beacons in Canada.

Anticipated Impact: Canadian manufacturers/importers of these beacons will have a larger market as recreational boaters choose to outfit their vessels with these beacons. While incurring greater expense to equip their craft, owners and operators of aircraft and vessels will gain increased security in case of an emergency.

Statutory Authority: Radio Act, R.S.C. 1970, c.R-I, Sections 3 and 6.

Expected Date of Publication: Spring, 1988.

Contact: Mr. John Fraser, Chief, Radio Regulations, Radio Regulatory Branch, Department of Communications, 300 Slater Street, Ottawa, Ontario, K1A 0C8. Tel.: (613) 990-4752.

104-DOC

AMENDMENT OF THE GENERAL RADIO REGULATIONS, PART II, TO EXEMPT RADIO SCANNING RECEIVERS FROM LICENSING REQUIREMENTS

Difficulties have been encountered in interpreting and applying the provisions of the regulations regarding licensing of radio receivers not intended for broadcast reception. Current examples are the radio scanning receivers which scan radio frequencies and pick up transmissions from police and fire fighting services, cellular telephone service, taxi dispatch, etc. These devices do not cause interference to radio transmission or affect the availability of the valuable radio spectrum resource. No advantage, therefore, can be seen in continuing to license them. Exemption from licensing for these receivers is expected to be in place by the spring of 1988.

Anticipated Impact: There is no reason related to ensuring interference-free use of the radio spectrum for continuing to license these receivers. Licensing has not proven effective in controlling the availability and use of these devices by the general public.

Statutory Authority: Radio Act, R.S.C. 1970, c.R-I, Section 3.

Expected Date of Publication: Winter, 1987/88.

Contact: Mr. John Fraser, Chief, Radio Regulations, Radio Regulatory Branch, Department of Communications, 300 Slater Street, Ottawa, Ontario, K1A 0C8. Tel.: (613) 990-4752.

Anticipated Impact: Since the amendments proposed are essentially "housekeeping" initiatives that will serve to formalize current practice, there will not be an impact on the public other than to make the Radio Regulations more logical, consistent and comprehensible to radio users who refer to these regulations.

Statutory Authority: Radio Act, R.S.C. 1970, c.R-I, Section 7.

Expected Date of Publication: Spring, 1988.

Contact: Mr. John Fraser, Chief, Radio Regulations, Radio Regulatory Branch, Department of Communications, 300 Slater Street, Ottawa, Ontario, K1A 0C8. Tel.: (613) 990-4752.

105-DOC

DELETION AND AMENDMENT OF CERTAIN SECTIONS OF THE GENERAL RADIO REGULATIONS, PART II, CONCERNING ANTENNA SUPPORTING STRUCTURES AND SAFETY OF RADIO EQUIPMENT

The adequacy of regulations relating to antenna supporting structures and the safety of radio transmitting equipment have been of concern for some time to both the department and those affected by the regulations. It is intended that regulatory provisions which govern safety aspects such as the painting and lighting of antenna supporting structures, the Private Receiving Antenna Construction Order and safety aspects related to the installation of amateur radio stations aboard aircraft be revoked.

Anticipated Impact: Those who wish to erect antenna structures will consult directly with Transport Canada to obtain approval in accordance with their criteria. Municipalities will no longer be delegated the powers to inspect private receiving antennae as it has been many years since they exercised this provision. Transport Canada will also formally take on sole responsibility for installation of radio equipment on board aircraft.

Statutory Authority: Radio Act, R.S.C. 1970, c.R-I, Section 7.

Expected Date of Publication: Winter, 1987/88.

Contact: Mr. John Fraser, Chief, Radio Regulations, Radio Regulatory Branch, Department of Communications, 300 Slater Street, Ottawa, Ontario, K1A 0C8. Tel.: (613) 990-4752.

107-DOC

SUPPLEMENTARY TV RECEIVING APPARATUS REGULATIONS

The sale of apparatus capable of receiving television broadcasting is not permitted unless it conforms to the categories and technical requirements established by the minister under current regulations. The three categories of apparatus recognized by the current regulations are sufficiently narrow to preclude the sale of various home entertainment and video products for which a market now exists. This amendment proposes to broaden the scope of the regulations by introducing a fourth category.

Anticipated Impact: The broadening of the range of permitted devices to include direct broadcast satellite receivers, limited channel capability receivers (receiver-monitors), and a wide range of special purpose equipment such as decoders and descramblers, will increase options for the viewing public.

Statutory Authority: Radio Act, R.S.C. 1970, c.R-I, Sections 6 and 7.

Expected Date of Publication: This proposal has been prepublished in *Canada Gazette* Part I (TRS-013-86) on July 5, 1986. Final publication is expected by January, 1988.

Contact: Mr. George Zurakowski, Head, Cable TV, Standards and Practices Section, Broadcast Regulations Branch, 300 Slater Street, Ottawa, Ontario, K1A 0C8. Tel.: (613) 998-1691.

106-DOC

AMENDMENT TO CLARIFY, RATIONALIZE AND UPDATE GENERAL RADIO REGULATIONS, PART II

In the past 25 years, several changes have been made to Part I of the General Radio Regulations without associated revisions being made to Part II. To relate both parts more closely in terms of style, language and definitions, various changes are proposed to Part II which will establish consistency, remove translation errors and improve the integrity of both parts.

108-DOC

VCR REGULATIONS

Radio apparatus intended for and capable of recording television broadcasting for the purpose of home entertainment is currently excluded from any regulations per-

taining to radio apparatus capable of receiving television broadcasting. This proposal would rectify this inconsistency by introducing technical requirements for the purpose of minimizing radio interference.

Anticipated Impact: Manufacturers and distributors of video recording devices will have to ensure that their equipment complies with the pertinent regulations on devices capable of receiving television broadcasting. Requirements under current regulations for minimizing radio interference related to television receiving apparatus will also apply to apparatus capable of recording television broadcasting.

Statutory Authority: Radio Act, R.S.C. 1970, c.R-I, Sections 6 and 7.

Expected Date of Publication: Prepublication is expected by January of 1988.

Contact: Mr. George Zurakowski, Head, Cable TV, Standards and Practices Section, Broadcast Regulations Branch, 300 Slater Street, Ottawa, Ontario, K1A 0C8. Tel.: (613) 998-1691.

109-DOC

MATV EXEMPTION REGULATIONS

No broadcasting undertaking may be established or operated except under and in accordance with a Technical Construction and Operating Certificate (TC&OC) issued by the minister unless an exemption by regulation is granted by the minister. The purpose of this regulation is to delineate exemption conditions for MATV systems. Exemptions will not apply where aeronautical frequencies are involved and will be conditional upon MATV systems' adherence to leakage limits.

Anticipated Impact: The exemption conditions will minimize regulatory burden while, at the same time, providing necessary continued protection to other radio services, in particular aeronautical navigation and communications services, from radio interference from MATV systems.

Statutory Authority: Radio Act, R.S.C. 1970, c.R-I, Section 3.

Expected Date of Publication: Prepublication is expected by April of 1988.

Contact: Mr. George Zurakowski, Head, Cable TV, Standards and Practices Section, Broadcast regulations Branch, 300 Slater Street, Ottawa, Ontario, K1A 0C8. Tel.: (613) 998-1691.

110-DOC

AMENDMENT OF THE TELECOMMUNICATIONS APPARATUS TECHNICAL ASSESSMENT AND TESTING FEES REGULATIONS

In accordance with the principle of recovery of departmental costs, the fees charged for the technical assessment, testing and certification of radio and technical equipment are periodically reviewed and revised. This proposal, to come into effect in the first quarter of 1988, will adjust the level of fees to reflect current costs of providing these services.

Anticipated Impact: This proposal will ensure compliance with the commitment to fully recover the costs of government programs and services identified by the government in budget statements and the Neilsen Task Force Reports.

Statutory Authority: Financial Administration Act.

Expected Date of Publication: Prepublication (if required) last quarter of 1987. Publication in *Canada Gazette* Part II, expected first quarter of 1988.

Contact: Mr. F. Diamente, Director, Long Range Planning & Interconnection, 300 Slater Street, Ottawa, Ontario, K1A 0C8. Tel.: (613) 990-4712.

111-DOC

ADDITION OF PROVISIONS TO THE RADIO INTERFERENCE REGULATIONS TO REDUCE RADIO INTERFERENCE CAUSED BY HIGH VOLTAGE POWER SYSTEMS

Although a voluntary Canadian Standards Association standard has existed for some time, the number of radio interference complaints caused by high voltage power systems remains consistently large. This proposal is intended to reduce interference with the reception of authorized broadcast and non-broadcast signals.

Anticipated Impact: This proposal will serve to enhance the radio frequency environment for radio users and the general public by reducing the interference experienced on broadcast and non-broadcast channels.

Statutory Authority: Radio Act, R.S.C. 1970, c.R-I, section 6.

Expected Date of Publication: The proposed regulation is expected to be published for comments in the *Canada Gazette*, Part I during the first quarter of 1988.

Contact: Mr. G. Roberts, Director, EMC Analysis and Consultation, Engineering Programs Branch, Department of Communications, 300 Slater Street, Ottawa, Ontario, K1A 0C8. Tel.: (613) 990-4716.

112-DOC

AMENDMENT TO PROVISIONS OF THE RADIO INTERFERENCE REGULATIONS TO REDUCE RADIO INTERFERENCE CAUSED BY RADIO FREQUENCY (RF) LIGHTING DEVICES

The term RF lighting is broadly applied to lighting devices that use radio frequency energy (normally between 0.3 and 30 Megahertz) to excite a gas inside the bulb. While the use of RF energy increases the efficiency of these products, it also produces emissions in a wide range of frequencies that are both conducted along the lamp wiring and radiated by the lamp. Since these lighting devices are being developed for both domestic and industrial applications, they have a serious potential for interfering with the reception of authorized broadcast and non-broadcast signals.

Anticipated Impact: This proposal will serve to enhance the radio frequency environment for radio users and the general public by reducing the interference experienced on broadcast and non-broadcast channels. No significant economic impact is expected to result from the proposed action.

Statutory Authority: Radio Act, R.S.C. 1970, c.R-I, section 6.

Expected Date of Publication: The proposed regulation is expected to be published for comments in the *Canada Gazette*, Part I during the second quarter of 1988.

Contact: Mr. G. Roberts, Director, EMC Analysis and Consultation, Engineering Programs Branch, Department of Communications, 300 Slater Street, Ottawa, Ontario, K1A 0C8. Tel.: (613) 990-4716.

113-DOC

RADIO NOISE LIMITS FOR DIGITAL APPARATUS REGULATIONS

Digital apparatus includes such devices as business and personal computers, electronic games and calculators. If not adequately designed or operated, they can create radio noise which can adversely affect reception of broadcasting and non-broadcasting signals. Generally, the regulatory amendments will prescribe radio noise limits and prohibit the sale or use in Canada of digital apparatus that exceed those limits.

Anticipated Impact: The proposed regulatory amendment is expected to affect manufacturers, users, and the government. The manufacturer will be required to comply with a minimum set of technical standards and testing methodology. The user, owner or operator of the digital apparatus will be required to suspend or restrict operation of the apparatus when it does cause interference and safeguard the public by minimizing potential interference to radio services.

Statutory Authority: Radio Act, R.S.C. 1970, c.R-I, section 6.

Expected Date of Publication: It is anticipated that the Radio Noise Limits for Digital Apparatus Regulations will be published in *Canada Gazette* Part II in mid 1988.

Contact: Mr. G. Roberts, Director, EMC Analysis and Consultation, Engineering Programs Branch, 300 Slater Street, Ottawa, Ontario, K1A 0C8. Tel.: (613) 990-4716.

114-DOC

REVISIONS TO BROADCAST STATION IDENTIFICATION REGULATIONS

Under existing regulations broadcasting stations are required to transmit their call sign, channel and location on an hourly basis. This has led to some difficulties since some types of programming, such as live broadcast of performances, cannot be interrupted. In this regard, the international radio regulations are more flexible than the existing Canadian regulations. The method of identification for re-broadcast stations also needs to be revisited. It is proposed to make changes to align the Canadian regulations with the international radio regulations and to ensure that stations are still properly identified.

Anticipated Impact: This proposal will bring the regulations in line with international regulations and current practices.

Statutory Authority: Radio Act, R.S.C. 1970, c.R-I, sections 5 and 7.

Expected Date of Publication: Prepublication is expected by July 31, 1988.

Contact: Mr. W.E. Wright, Head, Broadcast Engineering, Standards and Procedures, Broadcasting Regulation Branch, 300 Slater Street, Ottawa, Ontario, K1A 0C8. Tel.: (819) 990-4949.

115-DOC

AMENDMENT OF THE GENERAL RADIO REGULATIONS PART II TO REVISE THE STRUCTURE AND CONTENTS OF REGULATIONS GOVERNING LICENCE-EXEMPT RADIO APPARATUS

Changes in technology that have led to the development and introduction of many new low-power devices have necessitated the review of regulations governing licence-exempt radio apparatus. This proposal will revise the technical criteria for licence exemption of low power devices and establish a framework within which future devices may be more easily accommodated.

Anticipated Impact: Revised regulations will reduce the time required to obtain approval for devices intended for licence-exempt operation in Canada. The criteria for exemption will be clearly understood by the public and this in turn will facilitate the introduction of new products and technology affected by these regulations.

Statutory Authority: Radio Act, R.S.C. 1970, c.R-1, sections 3 and 7.

Expected Date of Publication: The proposed regulation is expected to be published for comments in the *Canada Gazette* Part I during the last quarter of 1988.

Contact: V. Rawat, Director Spectrum Engineering, Engineering Programs Branch, Department of Communications, 300 Slater Street, Ottawa, Ontario, K1A 0C8. Tel.: (613) 990-4687.

116-DOC

AMENDMENTS TO THE GENERAL RADIO REGULATIONS, PARTS I AND II, TO STREAMLINE THE LICENSING PROCESS AND REVISE THE FEE STRUCTURE FOR CERTAIN NON-BROADCAST RADIO SERVICES

The licence fee structure that applies to certain non-broadcast radio services is being revised to deal with the concerns of radio users and to respond effectively and efficiently to emerging trends in the application of new radiocommunication technologies. The proposed amendments will include: the exemption of subscriber cellular fixed stations from licensing requirements (effective 1988); the exemption of foreign governments from radio licence fee requirements on a reciprocal basis (effective 1988); an expansion of the system licensing concept to cover subscribers of Public Commercial and possibly Restricted Public Commercial radio stations (effective 1989).

Anticipated Impact: All cellular subscribers will enjoy equitable treatment under the regulations because now all subscriber stations, both mobile and fixed, will be exempt. All foreign governments which do not charge radio licence fees to the Government of Canada will enjoy reciprocal treatment under the regulations. With the extension of the system licensing concept to subscribers of Public Commercial and possibly Restricted Public Commercial radio stations, these radiocommunications users will enjoy the procedural benefits previously extended to other radiotelephone users.

Statutory Authority: Radio Act, R.S.C. 1970, c.R-1, Sections 6 and 7.

Expected Date of Publication: For those provisions with an effective date of 1988 it is anticipated that the first published appearance in the *Canada Gazette*, Part I, will be in the fall/winter of 1987/88. For those provisions with an effective date of 1989 it is anticipated that the

first published appearance will be in the fall/winter of 1988/89.

Contact: Mr. M. Nunas, Manager, Spectrum Management Operations, Department of Communications, 300 Slater Street, Ottawa, Ontario, K1A 0C8. Tel.: (613) 990-4736.

117-DOC

AMENDMENTS OF THE GENERAL RADIO REGULATIONS, PART II AND THE RADIO OPERATORS' CERTIFICATE REGULATIONS TO IMPLEMENT A RESTRUCTURING OF THE AMATEUR RADIO SERVICE

In November of 1985, the department released a discussion paper for public comment entitled, "A Discussion Paper on a Possible Restructuring of the Amateur Radio Service in Canada". This paper proposed a substantive restructuring of the Amateur Service, which would result in amendments to the General Radio Regulations. Some of the features of these proposed amendments will include: a modernization of the amateur radio operator certificate structure; refinements to the amateur examination process leading to the attainment of operating certificates; and overall improvements to the service to accommodate the current radio amateur operating environment.

Anticipated Impact: With the benefit of the public comments received in response to the above-mentioned discussion paper, it is anticipated that reactions to the proposed restructuring of the amateur service will generally be positive.

Statutory Authority: Radio Act, R.S.C. 1970, c.R-1, Section 7.

Expected Date of Publication: Summer, 1988.

Contact: Mr. M. Nunas, Manager, Spectrum Management Operations, Department of Communications, 300 Slater Street, Ottawa, Ontario, K1A 0C8. Tel.: (613) 990-4736.

TELECOMMUNICATIONS

118-DOC

EXEMPTION REGULATIONS FOR RECEIVE-ONLY EARTH STATIONS

The proposed amendments to existing General Radio Regulations, Part II would have the effect of removing

the licensing requirement for receive-only earth stations that are used to receive broadcasting signals from foreign satellites by entities not redistributing the signals or by broadcast undertakings as authorized by the CRTC or, to receive business data signals from Canadian satellites.

Anticipated Impact: Positive impact is expected as the requirement for radio station licensing would be eliminated for a relatively large number of earth stations and it would regularize the situation for many existing illegal earth stations.

Statutory Authority: The minister of communications has the statutory authority to prescribe the proposed amendments under the Radio Act, Section 7 (1).

Expected Date of Publication: It is anticipated that amended regulations will be published at the end of fall, 1988.

Contact: Mr. Roderick Quiney, Director, Network Policy and Standards Management, Telecommunications Policy Branch, Department of Communications, Room 1850, 300 Slater Street, Ottawa, Ontario, K1A 0C8. Tel.: (613) 998-3978.

CULTURAL AFFAIRS

119-DOC

CONSPECTUS SEARCH SERVICE

The Canadian Conspectus Search Service provides librarians and researchers with access to the Canadian Conspectus database. Canadian Conspectus is an on line inventory which contains the collection assessments of Canadian libraries participating in the National Plan for Collections Inventories. Authorized users may access the database using asynchronous terminals or microcomputers and the Datapac 3101 service. The National Library of Canada requests authorization to charge for the Canadian Conspectus Search Service.

Anticipated Impact: The Canadian Conspectus Search Service is an important mechanism for promoting and facilitating library resource sharing in Canada. On a national and regional basis, the collections information in the data base may prove valuable for cooperative management and preservation programs. At the institutional level, access to the conspectus data can assist libraries to formulate collections development policies and identify collection strengths and weaknesses. The searching capabilities of the Canadian conspectus system allow Canadian librarians to manipulate collections information in new and useful ways.

Statutory Authority: Paragraph 13(b) Financial Administration Act.

Expected Date of Publication: Winter, 1988.

Contact: Ms. Ene Kannel, Coordinator, Canadian Conspectus Search Service, Information Technology Services, National Library of Canada, 395 Wellington Street, Ottawa, Ontario, K1A 0N4. Tel.: (819) 997-7000.

120-DOC

FEE SCHEDULE FOR THE USE OF THE TESTING FACILITIES AND ASSOCIATED SERVICES OF THE DAVID FLORIDA LABORATORY

The testing facilities and associated services of the David Florida Laboratory are available to organizations on a cost recovery basis. The fees proposed payable for the use of the laboratory will result over a period of time in full cost recovery of direct operating and overhead costs when the facilities are used at a high fraction capacity.

Anticipated Impact: This proposal will result in increased fees to the users of the testing facilities but should not unduly penalize the Canadian aerospace industry when considering the rates applicable to its foreign competition.

Statutory Authority: Financial Administration Act, R.S.C. c.116, section 1, paragraph 13(b).

Expected Date of Publication: It is expected that an amended fee schedule should be published in the Summer of 1988.

Contact: Dr. R. Mamen, Director, David Florida Laboratory, Space Technologies Research Branch, P.O. Box 11490, Station H, Ottawa, Ontario, K2H 8S2. Tel.: (613) 998-2383.

121-DOC

ORDER IN COUNCIL AUTHORIZING A MINISTERIAL ORDER TO PRESCRIBE USER FEES AND CHARGES FOR NATIONAL ARCHIVES OF CANADA SPECIAL SERVICES

Special services are currently provided to external users by the National Archives of Canada. Current user fees and charges are in place without National Archives of Canada authority to recover any of the costs incurred in providing said special services. This proposal would authorize the Minister of Communications to prescribe a fee or charge for a National Archives of Canada special service that is equal to no more than the whole cost of providing that special service.

Anticipated Impact: A person who is provided with a special service will have to pay a fee or charge that is equal to the whole cost or part of the whole cost of providing that special service in respect of that person. For the majority of National Archives of Canada clients who currently remit fees for special services, the implication of this order will be minimal.

Statutory Authority: Financial Administration Act, R.S.C. 1970, c. F-10, Section 13(b).

Expected Date of Publication: Prepublication is expected by February of 1988.

Contact: Mr. C.R. Taylor, Director General, Financial and Administrative Services Branch, National Archives of Canada, Ottawa, Ontario, K1A 0N3. Tel.: (613) 992-5524.

CONSUMER AND CORPORATE AFFAIRS CANADA

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Roles and Responsibilities

Consumer and Corporate Affairs Canada was created in 1967 to foster a more effective and efficient market system by bringing together in one department the diverse federal programs providing the regulatory framework for the Canadian marketplace. In essence, the department's role is to ensure that rules for marketplace behaviour are adequate and properly administered, and to redress the imbalance between producers and consumers through consumer protection and representation. The department's mission, then, is to maintain and administer an adequate legal and institutional framework for private economic activity. In addition, the Minister, as Registrar General of Canada, issues and registers formal and official documents on behalf of the Government of Canada.

The department's endeavours complement other federal programs, particularly Agriculture, Communications, External Affairs, National Health and Welfare, Transport and the Departments of Finance and Justice. In keeping with its mandate for the legal structure of the Canadian market system, the department is particularly concerned with ensuring the effective and efficient administration of marketplace laws and regulations, their appropriateness and that Canadian consumers are adequately protected and their interests promoted.

The department's principal tools for achieving its strategic aims stem from more than 70 acts and their attendant regulations which the department administers.

The duties specified in the Department of Consumer and Corporate Affairs Act, R.S.C. 1970, c. C-27 include functions relating to consumer affairs, corporations, combines and competition policy, bankruptcies and insolvency, patents, trademarks, copyright, consumer goods standards, legal metrology, and those stemming from the responsibilities of the Registrar General of Canada. Pursuant to the Constitution Act, many of these responsibilities are under federal jurisdiction exclusively.

Legislative Mandate

The department has sole responsibility for the administration of the acts listed below:

General

Consumer and Corporate Affairs, Department of

Assistant Deputy Registrar General

Public Documents
Public Officers
Seals

Consumer Affairs

Tax Rebate Discounting
Consumer Packaging and Labelling
Precious Metals Marking
Textile Labelling
Electricity and Gas Inspection

Weights and Measures
Urea Formaldehyde Foam Insulation

Corporate Affairs

Bankruptcy
Companies' Creditors Arrangement
Farmers' Creditors Arrangement
Boards of Trade
Co-operative Associations, Canada
Corporations, Canada
Corporations, Canada Business
Government Companies
Pension Fund Societies
Trade Unions
Trust Companies
Patents
Public Servants Inventions
"Parliament Hill", use of expression
Trade Marks
Copyright
Industrial Design
Timber Marking

Competition Policy

Competition

Administrative Arrangements

The department has shared responsibility for the administration of the following acts:

Assistant Deputy Registrar General

Bell Canada
Boards of Trade
Cape Breton Development Corporation
Canadian National Railways
Criminal Records
Extradition
Fort Falls Bridge Authority
Land Titles
Lands Surveys Canada
Northern Pipeline
Public Lands Grants
Publication of Statutes
Railway

Consumer Affairs

Bills of Exchange
Interest
Agricultural Products Standards, Canada
Broadcasting Regulations
Fish Inspection
Food and Drugs
Hazardous Products
Feeds
Fertilizers
Pest Control Products
Seeds

Corporate Affairs

Canada Development Corporation
Co-operative Credit Associations
Corporations and Labour Unions Returns

Defence Production
Energy Supplies Emergency 1979
Insurance Companies, Canadian and British Loan
Companies
St. Lawrence Seaway Authority
Winding-Up

Competition Policy
Foreign Investment Review
National Transportation
Shipping Conference Exemption 1979

BUREAU OF CONSUMER AFFAIRS

122-CCAC

AMENDMENTS TO THE CRIBS AND CRADLES REGULATIONS

An amendment to the Cribs and Cradles Regulations is being proposed to address potential hazards associated with toeholds that enable a child to climb out of a crib and risk injury. The toehold hazard is presented by horizontal bars on ledges below a crib's top rail. Another amendment will clarify the definitions for portable and standard cribs.

Anticipated Impact: The potential impact is not expected to be high as adequate lead time will be provided for industry to modify these products.

Statutory Authority: Hazardous Products Act, R.S.C. 1970, c. H-3.

Expected Date of Publication: It is anticipated that the proposals will be prepublished in Part I of the *Canada Gazette* in December, 1988.

Contact: Dr. K.G. Gupta, Chief, Mechanical and Electrical Hazards Division, Product Safety Branch, Department of Consumer and Corporate Affairs, Place du Portage, Phase I, Hull, Quebec, K1A 0C9, Tel.: (819) 997-4774.

123-CCAC

BOOSTER CUSHIONS REGULATIONS

Part I of the schedule to the Hazardous Products Act prescribes the requirements of the Canada Motor Vehicle Safety Standard (CMVSS) 213.2 "Booster Cushions". The Department of Transport is amending this standard and the Department of Consumer and Corporate Affairs is proposing to amend the schedule to the Hazardous Products Act to move the regulatory control of booster cushions from Part I to Part II. Applicable regulations

referencing the CMVSS 213.2 as amended will also be proposed.

Anticipated Impact: It is not anticipated that there will be an impact as the industry is currently producing booster cushions that meet the amended standard.

Statutory Authority: Hazardous Products Act, R.S.C., 1970 c. H-3.

Expected Date of Publication: The amendments to the standard were prepublished in the *Canada Gazette*, Part I, March 28, 1987, by the Department of Transport. It is expected that the amendment to the schedule to the Hazardous Products Act will be published in the *Canada Gazette*, Part II, December, 1988.

Contact: Dr. K.G. Gupta, Chief, Mechanical and Electrical Hazards Division, Product Safety Branch, Department of Consumer and Corporate Affairs, Place du Portage, Phase I, Hull, Quebec, K1A 0C9, Tel.: (819) 997-4774.

124-CCAC

BABY GATES AND ENCLOSURES REGULATIONS

Injuries to children are caused by inadequate design features and performance characteristics of some baby gates and enclosures. The department, in cooperation with industry and the American Society for Testing and Materials, is proposing regulations under the Hazardous Products Act to improve the safety of these products.

Anticipated Impact: The potential impact is not expected to be high as adequate lead time will be provided for industry to modify these products.

Statutory Authority: Hazardous Products Act, R.S.C. 1970, c. H-3.

Expected Date of Publication: It is anticipated that the proposed regulations will be prepublished in Part I of the *Canada Gazette* in October, 1988.

Contact: Dr. K.G. Gupta, Chief, Mechanical and Electrical Hazards Division, Product Safety Branch, Department of Consumer and Corporate Affairs, Place du Portage, Phase I, Hull, Quebec, K1A 0C9, Tel.: (819) 997-4774.

125-CCAC

ICE HOCKEY HELMETS REGULATIONS

Part I of the schedule to the Hazardous Products Act currently prescribes the requirements of the obsolete Canadian Standards Association (CSA) hockey helmets standard published in 1975. The Department is proposing to amend the schedule to move the item from Part I to Part II and to propose regulations to reference the 1984 version of the CSA hockey helmets standard.

Anticipated Impact: It is not anticipated that there will be an impact as the industry is producing hockey helmets that meet the revised CSA standard.

Statutory Authority: Hazardous Products Act, R.S.C. 1970, c. H-3.

Expected Date of Publication: It is expected that the amendment will be prepublished by January 1988 and become effective in August 1988.

Contact: Dr. K.G. Gupta, Chief, Mechanical and Electrical Hazards Division, Product Safety Branch, Department of Consumer and Corporate Affairs, Place du Portage, Phase I, Hull, Quebec, K1A 0C9. Tel.: (819) 997-4774.

126-CCAC

TENT FLAMMABILITY REGULATIONS

Based on available statistics, each year three deaths and five injuries occur as a result of tent fires. Over 60 per cent of victims are children. In order to deal with the problem, flammability warning labels and requirements to reduce the flammability of tent fabrics are being proposed. The regulations on labelling are expected to come into effect in January, 1988. Amendments establishing standards for the flammability of tent fabrics will be proposed and should take effect in November, 1988.

Anticipated Impact: The principal costs of the proposal are an estimated 5 to 20 percent increase in the price of tents and loss of 32 person-years of employment.

Statutory Authority: Hazardous Products Act, R.S.C. 1970, c. H-3.

Expected Date of Publication: It is anticipated that the tent fabric flammability amendment will be prepublished in January, 1988.

Contact: Dr. Richard Viau, Chief, Flammability Hazards Division, Product Safety Branch, Department of Consumer and Corporate Affairs, Place du Portage, Phase I, Hull, Quebec, K1A 0C9. Tel.: (819) 997-1194.

127-CCAC

IMITATION EXPLOSIVES REGULATIONS

Imitation explosives in the form of a bundle of dynamite sticks were used in an imported novelty clock which was designed to resemble a time bomb. Mischievous use of this product resulted in several emergency evacuations. Due to the danger to the public inherent in such situations, the product was banned in June, 1985, under the Hazardous Products Act.

The existing ban will be replaced by regulations permitting the sale, advertisement and importation of these

products for use as training aids for police or security personnel.

Anticipated Impact: The anticipated impact on industry will be negligible.

Statutory Authority: Hazardous Products Act, R.S.C. 1970 c. H-3.

Expected Date of Publication: Prepublication of the draft regulations is expected to take place in June, 1989.

Contact: Dr. Richard Viau, Chief, Flammability Hazards Division, Product Safety Branch, Department of Consumer and Corporate Affairs, Place du Portage, Phase I, Hull, Quebec, K1A 0C9. Tel.: (819) 997-1194.

128-CCAC

AMENDMENT TO HAZARDOUS PRODUCTS (LIGHTERS) REGULATIONS

Regulations under the Hazardous Products Act governing the safety performance and labelling of lighters first came into force in 1979. Between 1979 and 1983, 76 reports of lighters failing to extinguish and exploding, and 127 other complaints such as excessive flame heights causing burn injuries were received by the department. In 1983 a fatal accident was attributed to an exploding lighter. To address such hazards, the proposed revisions will require that lighters meet more stringent performance criteria. The proposed amendment should become effective in October, 1988.

Anticipated Impact: The major international manufacturers supplying over 90% of the Canadian market have indicated that compliance with the proposed revisions will not cause a significant increase in the price of lighters.

Statutory Authority: Hazardous Products Act, R.S.C. 1970, c. H-3.

Expected Date of Publication: Prepublication of the revised regulations is expected to take place in March, 1988.

Contact: Dr. Richard Viau, Chief, Flammability Hazards Division, Product Safety Branch, Department of Consumer and Corporate Affairs, Place du Portage, Phase I, Hull, Quebec, K1A 0C9. Tel.: (819) 997-1194.

129-CCAC

BABY WALKERS REGULATIONS

Young children are being injured because of the inadequate design of some baby walkers. The department, in cooperation with the industry, is developing draft safety standards for baby walkers to address the dangers. It is proposed that these standards be referenced in regula-

tions under the Hazardous Products Act unless effective voluntary compliance can be assured.

Anticipated Impact: The impact is not expected to be high as adequate lead time will be provided for industry to modify these products.

Statutory Authority: Hazardous Products Act, R.S.C. 1970, c. H-3.

Expected Date of Publication: Prepublication is expected by December, 1988.

Contact: Dr. K.G. Gupta, Chief, Mechanical and Electrical Hazards Division, Product Safety Branch, Department of Consumer and Corporate Affairs, Place du Portage, Phase I, Hull, Quebec, K1A 0C9. Tel.: (819) 997-4774.

130-CCAC

HAZARDOUS MATERIALS INFORMATION REVIEW COMMISSION REGULATIONS

The Workplace Hazardous Materials Information System (WHMIS) is a national system to provide information on hazardous materials used in the workplace, recognizing the interests of workers, employers, suppliers and regulators, balancing the workers' rights to know with industry's rights to protect confidential business information.

The commission is a quasi-judicial body established under the Hazardous Materials Information Review Act to rule on claims and appeals related to exemptions from disclosure of confidential business information required by the Hazardous Products Act and the proposed Controlled Products Regulations.

Regulations are required on procedures for reviewing claims and appeals and prescribing fees.

Anticipated Impact: The Regulatory Impact Analysis Statement indicated that, over a forty year period, the benefits of WHMIS (\$1,327 million) will outweigh the costs (\$834 million) by \$493 million, expressed in terms of 1986 dollars. The establishment of the Commission was a critical factor in obtaining the tripartite consensus for WHMIS.

Statutory Authority: Hazardous Materials Information Review Act, 1987.

Expected Date of Publication: It is anticipated that the regulations will be prepublished in March, 1988.

Contact: John Armstrong, Hazardous Materials Information Review Commission, Place du Portage, Phase I, Hull, Quebec, K1A 0C9. Tel.: (819) 997-1773.

131-CCAC

AMENDMENT TO REGULATIONS TO BAN THE SALE OF MOST ASBESTOS PRODUCTS THAT ARE DESTINED FOR APPLICATION BY SPRAYING

The levels of airborne asbestos fibres generated when asbestos products are applied by spraying cannot be controlled to provide adequate protection to the installer. The department, therefore, is proposing an amendment to ban the sale of most of these products.

Anticipated Impact: The proposed ban should have little or no economic impact since most installers have discontinued the application of asbestos by spraying. Action is required, however, to prevent re-introduction of these dangerous products.

Statutory Authority: Hazardous Products Act, R.S.C. 1970, c. H-3.

Expected Date of Prepublication: July, 1988.

Contact: Dr. M. Brownstein, Chief, Chemical and Biological Hazards Division, Product Safety Branch, Department of Consumer and Corporate Affairs, Place du Portage, Phase I, Hull, Quebec, K1A 0C9. Tel.: (819) 997-1194.

132-CCAC

AMENDMENT TO REGULATIONS TO CONTROL THE SALE AND IMPORTATION OF CROCIDOLITE ASBESTOS FIBRES AND PRODUCTS THAT CONTAIN CROCIDOLITE ASBESTOS

While inhalation of airborne asbestos dust is recognized as a health hazard, it is the position of the federal government that, with adequate control measures, it is possible to use asbestos with a degree of risk no greater than that acceptable in other situations. The department is proposing additional controls on crocidolite asbestos to provide increased protection to Canadians.

Anticipated Impact: There should be little or no economic impact since the proposed amendment would limit the continued importation of those products that must contain crocidolite asbestos for proper product performance.

Statutory Authority: Hazardous Products Act, R.S.C. 1970, c. H-3.

Expected Date of Publication: July, 1988.

Contact: Dr. M. Brownstein, Chief, Chemical and Biological Hazards Division, Product Safety Branch, Department of Consumer and Corporate Affairs, Place du Portage, Phase I, Hull, Quebec, K1A 0C9. Tel.: (819) 997-1194.

133-CCAC

AMENDMENT TO REGULATIONS TO REQUIRE WARNING LABELLING OF PRODUCTS CONTAINING METHYLENE CHLORIDE

It has been determined that methylene chloride is carcinogenic to laboratory animals. In the United States, the Consumer Product Safety Commission is considering requiring products containing methylene chloride to display a warning statement that this compound could cause cancer in humans. The department is considering similar labelling in Canada.

Anticipated Impact: The impact is not expected to be high. Adequate lead time will be provided for industry to phase in the use of new labels bearing the required safety information.

Statutory Authority: Hazardous Products Act, R.S.C. 1970, c. H-3.

Expected Date of Publication: March, 1989.

Contact: Dr. M. Brownstein, Chief, Chemical and Biological Hazards Division, Product Safety Branch, Department of Consumer and Corporate Affairs, Place du Portage, Phase I, Hull, Quebec, K1A 0C9. Tel.: (819) 997-1194.

134-CCAC

AMENDMENT TO REGULATIONS TO RESTRICT THE USE OF HYDROFLUORIC ACID AND FLUORIDE ION IN CONSUMER PRODUCTS

Hydrofluoric acid, an extremely corrosive and toxic chemical, damages the skin and can result in painful, slow-healing necrosis. Many physicians are unaware of the special treatment required; washing the exposed skin is not sufficient. Also, fluoride ion is a toxic substance.

The Department is considering regulatory measures to restrict the sale of products containing hydrofluoric acid and fluoride ion as well as requiring specific warning labels.

Anticipated Impact: There would be little impact since there are substitutes currently in the marketplace with the exception of glass etching products used by hobbyists.

Statutory Authority: Hazardous Products Act, R.S.C. 1970, c. H-3.

Expected Date of Prepublication: March, 1989.

Contact: Dr. M. Brownstein, Chief, Chemical and Biological Hazards Division, Product Safety Branch, Department of Consumer and Corporate Affairs, Place du Portage, Phase I, Hull, Quebec, K1A 0C9. Tel.: (819) 997-1194.

135-CCAC

AMENDMENT TO CHILD-RESISTANT PACKAGING REGULATIONS

The Hazardous Products (Hazardous Substances) Regulations, issued in March, 1970, require precautionary labelling and child-resistant packaging for a variety of hazardous chemical consumer products. The regulations are being revised to correct deficiencies and to improve consumer protection with respect to chemical products.

Anticipated Impact: The economic impact of these initiatives should be minor. Industry will be provided sufficient time to incorporate the required safety packaging in concert with normal changes to product labels.

Statutory Authority: Hazardous Products Act, R.S.C. 1970, c. H-3.

Expected Date of Publication: It is anticipated that amendments to the regulations concerning child-resistant packaging will be prepublished in June, 1988, with publication in Part II to follow in December, 1988.

Contact: Dr. M. Brownstein, Chief, Chemical and Biological Hazards Division, Product Safety Branch, Department of Consumer and Corporate Affairs, Place du Portage, Phase I, Hull, Quebec, K1A 0C9. Tel.: (819) 997-1194.

136-CCAC

FLAMMABLE ADHESIVES LABELLING REGULATIONS

Since 1980, the Department has learned of 22 accidents, including two deaths, resulting from the ignition of solvent vapours from adhesives. The adhesives contain large concentrations of volatile, flammable solvents.

Regulatory measures requiring additional precautionary labelling, as well as a public information campaign, are being considered to improve the safety of these products. Industry has indicated its support of regulatory, rather than voluntary, action.

Anticipated Impact: Preliminary consultation with industry has indicated that the economic impact of the proposed changes would be minimized by providing an adequate lead time in which to meet the new labelling requirements.

Statutory Authority: Hazardous Products Act, R.S.C. 1970, c. H-3.

Expected Date of Publication: June, 1988.

Contact: Dr. M. Brownstein, Chief, Chemical and Biological Hazards Division, Product Safety Branch, Department of Consumer and Corporate Affairs, Place du Portage, Phase I, Hull, Quebec, K1A 0C9. Tel.: (819) 997-1194.

137-CCAC

AMENDMENTS TO THE SCHEDULE TO THE HAZARDOUS PRODUCTS ACT AND THE HAZARDOUS PRODUCTS (HAZARDOUS SUBSTANCES) REGULATIONS

Consequential amendments to the schedule to the Hazardous Products Act and to the Hazardous Products (Hazardous Substances) Regulations are required to avoid overlap with the requirements established under the Act to implement the Workplace Hazardous Materials Information System (WHMIS). At the same time, an editorial update of the regulations will be carried out.

Anticipated Impact: No impact is expected.

Statutory Authority: Hazardous Products Act.

Expected Date of Publication: March, 1988.

Contact: Dr. M. Brownstein, Chief, Chemical and Biological Hazards Division, Product Safety Branch, Department of Consumer and Corporate Affairs, Place du Portage, Phase I, Hull, Quebec, K1A 0C9. Tel.: (819) 997-1194.

138-CCAC

FOOD AND DRUG REGULATIONS: MINERAL WATER LABELLING

The lack of differentiation between "mineral" and "spring" waters and discrepancies between existing provincial and federal regulatory labelling requirements are impeding equity in the marketing of these products. Consideration is being given to amending the Food and Drug Regulations to remove existing impediments and harmonize the requirements with those of the provinces.

Anticipated Impact: The proposal will provide for harmonization of federal/provincial regulations, ensure more accurate information for consumers and impose minimal cost to industry in relation to current labelling requirements.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, s. 25(1).

Expected Date of Publication: Publication in Part I of the *Canada Gazette* is expected in March, 1988.

Contact: C.G. Sheppard, Chief, Manufactured Food Division, Consumer Products Branch, Department of Consumer and Corporate Affairs, Place du Portage, Phase 1, Hull, Quebec, K1A 0C9. Tel.: (819) 997-1591.

139-CCAC

CONSUMER PACKAGING AND LABELLING REGULATIONS: ENERGUIDE

The Energuide Program, which has been administered by Consumer and Corporate Affairs Canada, will be transferred to Energy, Mines and Resources Canada for initiation of a replacement program by that department. The appropriate regulations under the Consumer Packaging and Labelling Act (Sections 41-46) will be maintained until March 31, 1988, at which time they will be revoked.

Anticipated Impact: To be determined pending the outcome of the replacement program being implemented by Energy, Mines and Resources Canada.

Statutory Authority: Consumer Packaging and Labelling Act, R.S.C. 1970-71-72, c. 41, s. 18.

Expected Date of Publication: Publication in Part I of the *Canada Gazette* is expected by March 31, 1988.

Contact: R.H. McKay, Director, Consumer Products Branch, Consumer and Corporate Affairs Canada, Phase I, Place du Portage Hull, Quebec, K1A 0C9. Tel.: (819) 997-1548.

M. Kevin Cliffe, Chief, Economic and Financial Analysis, Energy Conservation Branch, Energy, Mines and Resources Canada, 580 Booth Street, Ottawa, Ontario, K1A 0E4. Tel.: (613) 995-1118.

140-CCAC

TEXTILE LABELLING AND ADVERTISING REGULATIONS: COUNTRY OF ORIGIN

The government is undertaking a review of current labelling regulations concerning country of manufacture under the Textile Labelling and Advertising Regulations administered by CCAC and the Marking of Imported Goods Order administered by Revenue Canada. The objective is to assess whether current requirements provide an adequate basis for consumers to distinguish between Canadian and imported textiles and clothing. In addition, the harmonization of Canadian requirements with the more comprehensive U.S. Federal Trade Commission requirements is being examined.

Anticipated Impact: A reduction in the Canadian market share of certain imported textile products is anticipated.

Statutory Authority: Textile Labelling Act, R.S.C. 1970, c. 46, s. 11; Customs Tariff, s. 17, Order in Council P.C. 1963-1775, December, 1963, as amended.

Expected Date of Publication: Publication in Part I of the *Canada Gazette* is expected in the summer of 1988.

Contact: Carol Knapp, Chief, Merchandise Standards Division, Consumer Products Branch, Department of

Consumer and Corporate Affairs, Phase I, Place du Portage, Hull, Quebec. K1A 0C9. Tel.: (819) 997-1177.

141-CCAC

PRECIOUS METALS MARKING REGULATIONS: HOLLOW WARE AND FLATWARE

As a result of industry representations received by the department, the present requirement to mark the base metal on hollow ware and flatware articles is to be reviewed.

The following options are among those to be considered: delete the requirement to indicate the base metal on hollow ware, or retain the requirement but allow additional means of indicating the base metal by a method that meets the original intent of the regulation; make the base metal requirement for nickel content optional instead of compulsory for flatware.

Anticipated Impact: The proposed regulatory options for hollow ware and flatware will enhance flexibility and reduce costs for industry, while maintaining the provision of meaningful information to consumers.

Statutory Authority: Precious Metals Marking Act, R.S.C. 1970, c. P-19. s. 9.

Expected Date of Publication: Publication in Part I of the *Canada Gazette* is expected in the spring of 1988.

Contact: Carol Knapp, Chief, Merchandise Standards Division, Consumer Products Branch, Department of Consumer and Corporate Affairs, Phase I, Place du Portage, Hull, Quebec. K1A 0C9. Tel.: (819) 997-1177.

142-CCAC

TEXTILE LABELLING AND ADVERTISING REGULATIONS: MISCELLANEOUS PROPOSALS

The department proposes to clarify the existing regulations with regard to the disclosure of pile, coated and impregnated fabrics. The department proposes to clarify and update the existing regulations by incorporating a definition and system of nomenclature for biconstituent/multiconstituent fibres and grafted fibres, and by identifying the generic names fluorofibre and polyolefin as specified in the National Standard of Canada - Generic Names for Man-made Fibres. The department proposes to harmonize those sections of the existing regulations concerning the labelling of down and feather products with those of the United States Federal Trade Commission's "Guides for the Feather and Down Products Industry."

Anticipated Impact: The proposals will clarify the regulatory requirements, with no significant costs/burdens to industry.

Statutory Authority: Textile Labelling Act, R.S.C. 1970, c. 46, s. 11.

Expected Date of Publication: Part I publication of these proposals is expected in the winter of 1988.

Contact: Carol Knapp, Chief, Merchandise Standards Division, Consumer Products Branch, Department of Consumer and Corporate Affairs, Phase I, Place du Portage, Hull, Quebec. K1A 0C9. Tel.: (819) 997-1177.

143-CCAC

NATIONAL TRADE MARK GARMENT SIZING REGULATIONS: "CANADA STANDARD" SIZING

Proposed amendments to the regulations will allow a garment to be identified as being "Canada Standard" size if it provides an acceptable fit on a model form or live body conforming to "Canada Standard" size measurements. In addition, these amendments will also clarify the current wording of the regulations relating to advertising as well as the application of the National Trade Mark.

Anticipated Impact: The amendments will lead to a more widespread adoption of the "Canada Standard" sizing program.

Statutory Authority: National Trade Mark and True Labelling Act, R.S.C. 1970, c. 191 s. 4 and 5.

Expected Date of Publication: Part I publication is expected in the winter of 1988.

Contact: Carol Knapp, Chief, Merchandise Standards Division, Consumer Products Branch, Department of Consumer and Corporate Affairs, Phase I, Place du Portage, Hull, Quebec. K1A 0C9. Tel.: (819) 997-1177.

144-CCAC

FUR GARMENT LABELLING REGULATIONS: FUR TRADE NAMES AND DEFINITIONS

The department proposes to clarify the terminology in respect to definitions, as well as to eliminate fur trade names currently referenced in the regulations. The amendment will bring the regulations in line with current marketing practices.

Anticipated Impact: The amendments will improve consumer comprehension by clarifying and updating terminology.

Statutory Authority: National Trade Mark and True Labelling Act, R.S.C. 1970, c. 191, s. 5.

Expected Date of Publication: Part I publication is expected in the fall of 1988.

Contact: Carol Knapp, Chief, Merchandise Standards Division, Consumer Products Branch, Department of Consumer and Corporate Affairs, Phase I, Place du Portage, Hull, Quebec. K1A 0C9. Tel.: (819) 997-1177.

145-CCAC

FOOD AND DRUG REGULATIONS: NUTRITION LABELLING

There is considerable interest on the part of the Canadian food industry in applying nutrition labelling to food products in order to provide consumers with more factual information as to the nutrient content of foods on labels and in advertising. A joint Consumer and Corporate Affairs and National Health and Welfare initiative to remove current regulatory restrictions on the provision of information as to the nutritive value of foods and to implement nutrition labelling is being proposed.

Anticipated Impact: There will be an added cost for labelling to those industry sectors which choose to adopt nutrition labelling; however, it will provide more information to consumers on the nutritive value of foods.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, s. 25(1).

Expected Date of Publication: Publication in Part II of the *Canada Gazette* is expected in the spring of 1988.

Contact: C.G. Sheppard, Chief, Manufactured Food Division, Consumer Products Branch, Department of Consumer and Corporate Affairs, Place du Portage, Phase 1, Hull, Quebec, K1A 0C9. Tel.: (819) 997-1591.

B.L. Smith, Chief, Food Regulatory Affairs, Food Directorate, Health Protection Branch, Department of National Health and Welfare, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-1748.

146-CCAC

FOOD AND DRUG REGULATIONS: CARIBBEAN RUM

In view of the government's commitment under the Caribbean Agreement to facilitate the marketing of West Indian rum in Canada, it is proposed to revise the Food and Drug Regulations to allow West Indian rums to be imported in bulk into Canada, blended with other imported West Indian rum, blended with 1 % Canadian produced rum, bottled and sold in Canada as "West Indian rum."

Anticipated Impact: The proposal may result in a decrease in the amount of rum produced in Canada and an increase in the importation of Caribbean rum.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, s. 25(1).

Expected Date of Publication: Publication in Part I of the *Canada Gazette* is expected in January, 1988.

Contact: C.G. Sheppard, Chief, Manufactured Food Division, Consumer Products Branch, Department of Consumer and Corporate Affairs, Place du Portage, Phase 1, Hull, Quebec, K1A 0C9. Tel.: (819) 997-1591.

147-CCAC

FOOD AND DRUG REGULATIONS: LABELLING OF IRRADIATED FOODS

Food processors have requested authorization to extend the use of food irradiation for the purposes of increasing the quality, safety and shelf-life of foods. A proposed regulatory change being initiated by Health and Welfare Canada will broaden the scope of its application and identify irradiation as a process rather than a food additive. As a result, CCAC will be required to develop a labelling system to identify treated foods. A new regulation pertaining to the labelling of irradiated foods will receive publication in Part I of the *Canada Gazette* in 1987. Publication in Part II and the promulgation date will be coincident with that of Health and Welfare Canada's regulatory amendment.

Anticipated Impact: The proposal places additional labelling requirements with some cost implications on those food processors and importers who elect to sell irradiated foods. However, the new requirements are not expected to have any substantial economic impact, and consumers will be provided with a means of distinguishing treated from nontreated food products.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, s. 25(1).

Expected Date of Publication: Publication in Part II of the *Canada Gazette* is expected in the fall of 1988.

Contact: C.G. Sheppard, Chief, Manufactured Food Division, Consumer Products Branch, Department of Consumer and Corporate Affairs, Place du Portage, Phase 1, Hull, Quebec, K1A 0C9. Tel.: (819) 997-1591.

148-CCAC

FOOD AND DRUG REGULATIONS: BULK MEAT ADVERTISING (SCHEDULE NO. 556)

The Food and Drug Regulations concerning bulk sales of beef at retail require clarification, extension to other species, and metrication of net quantity declarations. Appropriate amendments to Section B.14.018 of the Food and Drug Regulations are being proposed.

Anticipated Impact: This proposal, in response to industry concerns, will benefit traders by clarifying regulatory requirements. Consumers will benefit from the prominent display of information in relation to all species. Cost im-

plications, in relation to existing requirements, are expected to be negligible.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, s. 25(1).

Expected Date of Publication: Publication in Part II of the *Canada Gazette* is expected in the spring of 1988.

Contact: G.F. Reasbeck, Chief, Retail Food Division, Consumer Products Branch, Consumer and Corporate Affairs Canada, Phase I, Place du Portage, Hull, Quebec, K1A 0C9. Tel.: (819) 997-4646.

149-CCAC

FOOD AND DRUG REGULATIONS: MISCELLANEOUS LABELLING AMENDMENTS (SCHEDULE NO. 556)

Several food labelling regulations relative to a number of nonsubstantive issues require amendment to reflect technological developments, changing industry/consumer trends and to clarify their intent.

Anticipated Impact: The potential impact is minor inasmuch as the proposed amendments require little or no changes to the packaging and labelling of the food products involved.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, s. 25(1).

Expected Date of Publication: Publication in Part II of the *Canada Gazette* is expected in the spring of 1988.

Contact: C.G. Sheppard, Chief, Manufactured Food Division, Consumer Products Branch, Department of Consumer and Corporate Affairs, Place du Portage, Phase 1, Hull, Quebec, K1A 0C9. Tel.: (819) 997-1591.

150-CCAC

FOOD AND DRUG REGULATIONS: DURABILITY DATING REQUIREMENTS

Retailers who prepackage products have difficulty applying the different dating requirements applicable to a wide range of products. Amendment of Section B.01.007 of the Food and Drug Regulations to require a durable life date on factory-packed foods, a packaging date on retail-packed foods, and durable life information on retail displays is being proposed.

Anticipated Impact: This proposal will meet information requirements for consumers while enabling retailers to use a single dating system. Cost implications, in relation to existing requirements, are expected to be negligible.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, s. 25(1).

Expected Date of Publication: Publication in Part II of the *Canada Gazette* is expected in the spring of 1988.

Contact: G.F. Reasbeck, Chief, Retail Food Division, Consumer Products Branch, Consumer and Corporate Affairs Canada, Phase I, Place du Portage, Hull, Quebec, K1A 0C9. Tel.: (819) 997-4646.

151-CCAC

FOOD AND DRUG REGULATIONS: LABELLING OF WINES RESPECTING COUNTRY OF ORIGIN

The present regulation does not provide for an accurate description of the product source since many wines do not originate entirely from one country. Amendment of section B.02.108 of the Food and Drug Regulations is being proposed, and the changes are intended to apply to all wines bottled on or after January 1, 1990, and to wines marketed for the first time in Canada after December 31, 1988.

Anticipated Impact: The proposal will clarify product origin information for consumers with minimal cost impact to industry in relation to current labelling requirements.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, s. 25(1).

Expected Date of Publication: Publication in Part I of the *Canada Gazette* is expected in the summer of 1988.

Contact: C.G. Sheppard, Chief, Manufactured Food Division, Consumer Products Branch, Department of Consumer and Corporate Affairs, Place du Portage, Phase 1, Hull, Quebec, K1A 0C9. Tel.: (819) 997-1591.

152-CCAC

AMENDMENTS TO ELECTRICITY AND GAS INSPECTION REGULATIONS

The Standing Joint Committee on Regulations and Other Statutory Instruments has identified a number of inconsistencies between English and French versions of the regulations, as well as some ambiguity related to section 30(3). This proposal addresses the concerns of the committee and will clarify the meaning of the regulations.

Anticipated Impact: These are technical amendments to clarify meaning and ensure consistency, and have no adverse impact.

Statutory Authority: Electricity and Gas Inspection Act, s.c. 1980-81-82-83, c.87, s.28(1).

Expected Date of Publication: January 2, 1988.

Contact: H.L. Fraser, Chief, Electricity and Gas, Legal Metrology Branch, Department of Consumer and Corporate Affairs, Ottawa, Ontario, K1A 0C9. Tel.: (613) 952-0635.

153-CCAC

ELECTRICITY AND GAS INSPECTION REGULATIONS: FEES AND CHARGES

Part X of the Electricity and Gas Inspection Regulations establish various fees and charges for the verification of meter accuracy, and for the calibration of standards used to calibrate/verify meters. It is proposed to increase these fees effective May 1, 1988, to better reflect costs involved, and to further stimulate accreditation of utilities to verify their own meters consistent with departmental standards.

Anticipated Impact: Fees and charges were doubled in 1985 and again in 1987. Prior to 1985, fees and charges remained unchanged for 75 years. The proposed increase, which will be less than the two previous ones, may result in complaints from smaller electrical utilities which are unable to meet accreditation requirements.

Statutory Authority: Electricity and Gas Inspection Act, s.c. 1980-81-82-83, c.87, s.28(1).

Expected Date of Publication: It is expected that the revised schedule of fees and charges will be ready for publication before the end of March, 1988.

Contact: F.W. Mason, Senior Advisor, Legal Metrology Branch, Consumer and Corporate Affairs Canada, Ottawa, Ontario, K1A 0C9. Tel.: (613) 952-0610.

154-CCAC

WEIGHTS AND MEASURES: MINOR REVISIONS AND ADDITIONS

The methods and means of inspecting new liquid measuring devices have not kept pace with the technology applied in the design and operation of these devices. This proposal allows for the use of new technology in the inspection of measuring machines and establishes new or revised tolerances for local standards of weight and volume. Also included are minor revisions that reflect current and less interventional approaches to enforcement.

Anticipated Impact: The impact of this proposal on users of weighing and measuring devices will be minimal. The proposal deals mainly with tolerances for standards, and reflects the enforcement procedures and units of measurement already in use.

Statutory Authority: The Weights and Measures Act s.c. 1970-71-72, c.36, s.10.

Expected Date of Publication: August, 1988.

Contact: R.C. Bruce, Chief, Weights and Measures Division, Legal Metrology Branch, Department of Consumer and Corporate Affairs, Ottawa, Ontario, K1A 0C9. Tel.: (613) 952-2625.

155-CCAC

WEIGHTS AND MEASURES: SPECIFICATIONS FOR LIQUID MEASURING MACHINES

Since weights and measures regulations were made 12 years ago, there have been considerable changes in volumetric measurement including the types of equipment used, the technology available for measurement, and the products themselves. In order to update and modernize the requirements for liquid measurement, Divisions X, XI, and XII of the Weights and Measures Regulations will be revoked and replaced by new specifications.

Anticipated Impact: The majority of manufacturers and users of these devices already comply with the proposed specifications due to their involvement in developing them. Consequently there is no adverse impact expected.

Statutory Authority: The Weights and Measures Act s.c. 1970-71-72, c.36, s.10.

Expected Date of Publication: December, 1988.

Contact: R.C. Bruce, Chief, Weights and Measures Division, Legal Metrology Branch, Department of Consumer and Corporate Affairs, Ottawa, Ontario, K1A 0C9. Tel.: (613) 952-2625.

156-CCAC

WEIGHTS AND MEASURES: EXEMPTIONS FROM SPECIFIC PROVISIONS

The Weights and Measures Act requires the approval, marking and inspection of most weighing and measuring machines used in trade. Some exceptions from these requirements are allowed by regulation. Current technology has resulted in additional machines, components and accessories where approval, marking or inspection is not essential to ensure metrological integrity. It is proposed to exempt some of these devices from one or more of these requirements.

Anticipated Impact: This proposal will facilitate a more rapid introduction of technology in the marketplace by eliminating the need for approval, inspection or marking. Additionally, it will reduce paper burden and costs for suppliers of this equipment.

Statutory Authority: The Weights and Measures Act s.c. 1970-71-72, c.36, s.10.

Expected Date of Publication: June, 1988.

Contact: R.C. Bruce, Chief, Weights and Measures Division, Legal Metrology Branch, Department of Consumer and Corporate Affairs, Ottawa, Ontario, K1A 0C9. Tel.: (613) 952-2625.

157-CCAC

WEIGHTS AND MEASURES: SPECIFICATIONS FOR PROPANE DISPENSERS

Existing regulations contain no provisions specific to the performance, design, composition and construction of propane dispensers. These provisions are required to control influence factors that can affect measurement accuracy, and to prevent fraudulent use of these devices.

Anticipated Impact: No major impact is anticipated since these specifications were developed in consultation with industry and will standardize what is already generally accepted industry practice.

Statutory Authority: The Weights and Measures Act s.c. 1970-71-72, c.36, s.10.

Expected Date of Publication: June, 1988.

Contact: R.C. Bruce, Chief, Weights and Measures Division, Legal Metrology Branch, Department of Consumer and Corporate Affairs, Ottawa, Ontario, K1A 0C9. Tel.: (613) 952-2625.

158-CCAC

WEIGHTS AND MEASURES: SPECIFICATIONS FOR ELECTRONIC REGISTERS AND AUTOMATIC TEMPERATURE COMPENSATORS

Existing regulations contain no provisions specific to the performance, design, composition and construction of electronic registers and automatic temperature compensators. These provisions are required to control influence factors that can affect measurement accuracy, and to prevent fraudulent use of these devices.

Anticipated Impact: No major impact is anticipated since these specifications were developed with industry input and will reflect generally accepted industry practice.

Statutory Authority: The Weights and Measures Act s.c. 1970-71-72, c.36, s.10.

Expected Date of Publication: February, 1988.

Contact: R.C. Bruce, Chief, Weights and Measures Division, Legal Metrology Branch, Department of Consumer and Corporate Affairs, Ottawa, Ontario, K1A 0C9. Tel.: (613) 952-2625.

159-CCAC

WEIGHTS AND MEASURES: SPECIFICATIONS FOR IN-MOTION RAILROAD WEIGHING

The department has drafted ministerial specifications relating to the design, composition, construction, installation and use of in-motion railroad scales. These specifications are required to effectively regulate new technology and methods of weighing.

Anticipated Impact: It is anticipated that the amendments will have a minor impact since the specifications were developed with extensive consultation and will standardize what is generally accepted industry practice.

Statutory Authority: The Weights and Measures Act s.c. 1970-71-72, c.36, s.10.

Expected Date of Publication: February, 1988.

Contact: R.C. Bruce, Chief, Weights and Measures Division, Legal Metrology Branch, Department of Consumer and Corporate Affairs, Ottawa, Ontario, K1A 0C9. Tel.: (613) 952-2625.

160-CCAC

WEIGHTS AND MEASURES: SPECIFICATIONS FOR INSTALLATION AND USE OF VEHICLE SCALES FOR STATIONARY WEIGHING

Weights and Measures Regulations contain general requirements for scales, concentrating mainly on mechanical systems. They do not provide installation and use requirements specific to electronic applications.

Anticipated Impact: No significant impact is anticipated since these specifications were developed with input from scale companies and will standardize what is generally accepted industry practice.

Statutory Authority: The Weights and Measures Act s.c. 1970-71-72, c.36, s.10.

Expected Date of Publication: June, 1988.

Contact: R.C. Bruce, Chief, Weights and Measures Division, Legal Metrology Branch, Department of Consumer and Corporate Affairs, Ottawa, Ontario, K1A 0C9. Tel.: (613) 952-2625.

161-CCAC

WEIGHTS AND MEASURES ACT: AMENDMENT OF THE DEFINITIONS OF DEVICE, WEIGHING MACHINE AND MEASURING MACHINE

The existing definitions of device, weighing machine and measuring machine do not permit establishing measure-

ment standards for counting machines and some types of energy meters. New definitions will allow for the regulation of counting scales and heat meters to minimize inaccurate measurement of goods and services measured by these devices.

Anticipated Impact: No adverse impact on society or on the economy is anticipated. Parties wishing to use these devices in trade will be required to have devices that are approved, certified for compliance, and capable of measuring accurately.

Statutory Authority: Not applicable.

Expected Date of Publication: Not applicable.

Contact: R.C. Bruce, Chief, Weights and Measures Division, Legal Metrology Branch, Department of Consumer and Corporate Affairs, Ottawa, Ontario, K1A 0C9. Tel.: (613) 952-2625.

162-CCAC

CONSUMER PACKAGING AND LABELLING REGULATIONS AND WEIGHTS AND MEASURES REGULATIONS: COMMODITY TESTING AND LIMITS OF ERROR

In keeping with international agreements, it is proposed to amend regulatory requirements for determining the net quantity of packaged commodities. These changes include the adoption of internationally accepted limits of error and test methods to reduce trade barriers between Canada and other signatories to these agreements.

Anticipated Impact: There will be a positive impact for both packers and consumers as packaging costs may be reduced without jeopardizing fair measure to consumers.

Statutory Authority: Weights and Measures Act s.c. 1970-71-72, c.36, s.10. Consumer Packaging and Labelling Act s.c. 1970-71-72, c.41, s.18.

Expected Date of Publication: February, 1988.

Contact: R.C. Bruce, Chief, Weights and Measures Division, Legal Metrology Branch, Department of Consumer and Corporate Affairs, Ottawa, Ontario, K1A 0C9. Tel.: (613) 952-2625.

163-CCAC

WEIGHTS AND MEASURES ACT: LIMITATION PERIOD

At present there is no time limit incorporated in the Weights and Measures Act. Therefore, the Criminal Code takes precedence giving a limit of six months in which to initiate proceedings following the commission of an offence. To facilitate certain investigations under the

Weights and Measures Act, such as odometer tampering, a two year limitation period is proposed for offences that follow summary conviction procedures.

Anticipated Impact: No significant impact is anticipated. Investigations may be prolonged to gather further evidence in possible criminal proceedings.

Statutory Authority: Not applicable.

Expected Date of Publication: Not applicable.

Contact: R.C. Bruce, Chief, Weights and Measures Division, Legal Metrology Branch, Department of Consumer and Corporate Affairs, Ottawa, Ontario, K1A 0C9. Tel.: (613) 952-2625.

164-CCAC

WEIGHTS AND MEASURES: TESTING LIQUIFIED PETROLEUM GASES

The ever-expanding use of liquified petroleum gases (LPG) for motor fuel requires the making of amendments to the Weights and Measures Regulations to authorize the use of new types of testing standards, and to establish limits of error for the new standards as well as for devices tested with these standards.

Anticipated Impact: The implementation of this proposal will allow for testing of a large number of devices in trade use that cannot be adequately tested at present. This will be of benefit to consumers and traders alike.

Statutory Authority: Weights and Measures Act s.c. 1970-71-72, c.36, s.10.

Expected Date of Publication: March, 1988.

Contact: R.C. Bruce, Chief, Weights and Measures Division, Legal Metrology Branch, Department of Consumer and Corporate Affairs, Ottawa, Ontario, K1A 0C9. Tel.: (613) 952-2625.

165-CCAC

WEIGHTS AND MEASURES: MINOR AMENDMENTS AND TECHNICAL UPDATING

The present regulations and specifications, in many instances, do not allow for advances and changes that have taken place in measurement technology and practice, and in inspection administration and techniques. Several revocations and revisions to the existing provisions are proposed including: conditionally exempting certain devices from approval and inspection; harmonizing commodity and device limits of error; expanding tolerance tables for devices and measurement standards, and removing or amending impediments to improved measurement technology and practice.

Anticipated Impact: Although the number of revisions is large, there is not expected to be any significant impact on either device manufacturers or users.

Statutory Authority: Weights and Measures Act s.c. 1970-71-72, c.36, s.10.

Expected Date of Publication: March, 1988.

Contact: R.C. Bruce, Chief, Weights and Measures Division, Legal Metrology Branch, Department of Consumer and Corporate Affairs, Ottawa, Ontario, K1A 0C9. Tel.: (613) 952-2625.

BUREAU OF CORPORATE AFFAIRS

166-CCAC

PROXY CIRCULARS

The Standing Joint Committee of the Senate and of the House of Commons on Regulations and other Statutory Instruments has recommended amendments to Section 144 of the Act. As a result, amendments to Regulations 36 and 41 will be necessary.

Anticipated Impact: None. The amendments merely make uniform the provisions of the Act and the Regulations.

Statutory Authority: Canada Business Corporations Act, S.C. 1974-75-76, c. 33, s.254.

Expected Date of Publication: Not applicable.

Contact: F. H. Sparling, Director, Corporations Branch, Department of Consumer and Corporate Affairs Canada, Place du Portage, Phase II, 4th Floor, 50 Victoria Street, Hull, Quebec, K1A 0C9. Tel.: (819) 997-1058.

167-CCAC

FINANCIAL DISCLOSURE

The government is studying the possibility of amending Paragraph 154(1)(b) of the Canada Business Corporations Act to remove the dollar limits therein and place them in the regulations. This will enable the amounts to be adjusted from time to time to take into account inflation. Form 22 will also be amended accordingly.

Anticipated Impact: This will relieve certain small businesses from the expense of having to send to the direc-

tor appointed under the Act, copies of their financial statements.

Statutory Authority: Canada Business Corporations Act, S.C. 1974-75-76, c. 33, s.254.

Expected Date of Publication: Not applicable.

Contact: F. H. Sparling, Director, Corporations Branch, Department of Consumer and Corporate Affairs Canada, Place du Portage, Phase II, 4th Floor, 50 Victoria Street, Hull, Quebec, K1A 0C9. Tel.: (819) 997-1058.

168-CCAC

EXEMPT OFFER CIRCUMSTANCES PRESCRIBED

The amendment of Section 58 of the Canada Business Corporations Regulations relieves offerors who propose purchasing shares of a corporation from some existing requirements, providing the offer is conducted through a stock exchange in compliance with current exchange regulations and notices are sent to shareholders resident in Canada and to the director under the Canada Business Corporations Act. This brings the federal requirements into conformity with the requirements of the provincial securities laws and various exchange rules.

Anticipated Impact: This amendment will harmonize the Canada Business Corporations Regulations with the provincial Securities Regulations and Exchange rules and thereby will harmonize the bid process for offerors.

Statutory Authority: Canada Business Corporations Act, S.C. 1974-75-76, c. 33, s.254.

Expected Date of Publication: It is expected that this regulation amendment will be republished in January, 1988.

Contact: F. H. Sparling, Director, Corporations Branch, Department of Consumer and Corporate Affairs Canada, Place du Portage, Phase II, 4th Floor, 50 Victoria Street, Hull, Quebec, K1A 0C9. Tel.: (819) 997-1058.

169-CCAC

CANADA BUSINESS CORPORATIONS REGULATIONS

Regulations respecting corporate names and filing of articles are in need of updating to clarify their intent. A re-drafting of various forms is also required for clarification purposes. Regulations 27(1)(a), 27(1)(b) and 28(2) are affected, as well as all forms, particularly forms 3, 9, 10, 11, 14.1, 15, 17, 19, 20 and 26.

Anticipated Impact: This will clarify various requirements under the regulations in terms of format and contents of

submissions or documents sent to the director appointed under the Act or issued by the director.

Statutory Authority: Canada Business Corporations Act, S.C. 1974-75-76, c. 33, s.254.

Expected Date of Publication: It is expected that the revised regulations will be prepublished in October, 1988.

Contact: F. H. Sparling, Director, Corporations Branch, Department of Consumer and Corporate Affairs Canada, Place du Portage, Phase II, 4th Floor, 50 Victoria Street, Hull, Quebec, K1A 0C9. Tel.: (819) 997-1058.

170-CCAC

NAME SEARCH AND CONSENT

Requirements with respect to corporate name search reports and related consents will be added to the regulations, since at the present time these requirements are only listed on applicable forms. Regulation 15, revoked by SOR/86-365, s. 1, will be replaced by a new rule modelled after Rule 18 of the Ontario Business Corporations Act.

Anticipated Impact: Corporate name search and consent requirements will be clearer if included in both the regulations and the applicable forms. Greater uniformity with provincial requirements will be achieved.

Statutory Authority: Canada Business Corporations Act, S.C. 1974-75-76, c. 33, s.254.

Expected Date of Publication: It is expected that the Name Search and Consent Regulation will be prepublished in July, 1988.

Contact: F. H. Sparling, Director, Corporations Branch, Department of Consumer and Corporate Affairs Canada, Place du Portage, Phase II, 4th Floor, 50 Victoria Street, Hull, Quebec, K1A 0C9. Tel.: (819) 997-1058.

171-CCAC

INSIDER TRADING REPORT

Forms 24 and 25 of Schedule I to the Canada Business Corporations Regulations will be replaced with a single form for reporting Initial Reports of Insider Interests in the securities of corporations and changes of such interests. This will achieve uniformity with similar provincial reporting requirements.

Anticipated Impact: This will relieve insiders of federal corporations from having to file different reports in different jurisdictions. By arrangements currently being conducted with the provincial jurisdictions the Uniform Report Form will be accepted by all jurisdictions.

Statutory Authority: Canada Business Corporations Act, S.C. 1974-75-76, c. 33, s.122 and 254.

Expected Date of Publication: It is expected that the insider trading report will be prepublished in January, 1988.

Contact: F. H. Sparling, Director, Corporations Branch, Department of Consumer and Corporate Affairs Canada, Place du Portage, Phase II, 4th Floor, 50 Victoria Street, Hull, Quebec, K1A 0C9. Tel.: (819) 997-1058.

172-CCAC

ORDERLY PAYMENT OF DEBTS REGULATIONS

Part X of the Bankruptcy Act (Orderly Payment of Debts) is in force in the provinces of British Columbia, Alberta, Saskatchewan, Manitoba, Nova Scotia and Prince Edward Island, and in the Northwest Territories; it is entirely administered by the provinces or territories involved. The following changes are proposed: housekeeping amendments to Rules 14, 15, 21, 22, 23 and 26; amendment to Rule 3 which would increase the filing fee to \$20; amendment to Rule 7 which would allow the clerk to deduct postage fees before distribution of monies to creditors; amendment to Rule 9 which would allow the ability to transfer files between provinces which administer Part X of the Bankruptcy Act (Orderly Payment of Debts); amendment to Rule 28 which would clarify that Part X applies to debts in any amount and to have Part X applied to debts owing to the Crown; amendment to Rule 30 to provide for a levy of 10% on payments made to the creditors.

Anticipated Impact: The housekeeping amendments and amendment to Rule 9 will streamline the administration of Part X of the Bankruptcy Act and will allow easier use of the system by the public. Amendment to Rules 3, 7 and 30 will provide for larger revenues to compensate for the increased cost incurred by the provinces in administering Part X. Amendment to Rule 28 will incorporate Crown claims into Part X of the Bankruptcy Act.

Statutory Authority: Section 211 of the Bankruptcy Act, R.S.C., 1970, c. B-3.

Expected Date of Publication: It is anticipated that the regulations will be prepublished in the last quarter of 1987.

Contact: Yves Pigeon, Superintendent of Bankruptcy, Department of Consumer and Corporate Affairs, Place du Portage, Phase I, 18th floor, 50 Victoria Street, Hull, Quebec, K1A 0C9. Tel.: (819) 997-1059.

173-CCAC**BANKRUPTCY RULES: TRUSTEES' FEES**

An amendment to Rule 115 which would adjust the trustee's maximum fees in summary administration is proposed.

Anticipated Impact: The adjustment is to reflect the increased cost of living, since the last amendment came into force in February, 1985.

Statutory Authority: Section 127 of the Bankruptcy Act, R.S.C. 1970, c. B-3.

Expected Date of Publication: It is anticipated that the rule will be republished in the first quarter of 1988.

Contact: Yves Pigeon, Superintendent of Bankruptcy, Department of Consumer and Corporate Affairs, Place du Portage, Phase I, 18th floor, 50 Victoria Street, Hull, Quebec, K1A 0C9. Tel.: (819) 997-1059.

174-CCAC**BANKRUPTCY RULES: REGISTRAR AND BAILIFF FEES**

An amendment to Item 89 of Schedule I of the Bankruptcy Rules in order to update the fees of registrars and bailiffs is proposed.

Anticipated Impact: Registrars and bailiffs are court officers and bankruptcy courts are administered by the provinces. The increased cost of court administration has created a need for updating the fees of these court officers.

Statutory Authority: Section 185 of the Bankruptcy Act, R.S.C. 1970, c. B-3.

Expected Date of Publication: It is anticipated that the amendment will be republished in the first quarter of 1988.

Contact: Yves Pigeon, Superintendent of Bankruptcy, Department of Consumer and Corporate Affairs, Place du Portage, Phase I, 18th floor, 50 Victoria Street, Hull, Quebec, K1A 0C9. Tel.: (819) 997-1059.

175-CCAC**AMENDMENTS TO BANKRUPTCY RULES**

The government is studying several possible changes to the Act having an impact on the Bankruptcy Rules such as: setting by regulations the amount of assets which defines a summary administration; deleting the requirement to publish in the *Canada Gazette* and requiring the superintendent to keep records open to the public; enabling the trustee to have the business mail of the bank-

rupt redirected to his office simply upon notice made as prescribed; referring to regulations and forms where the Act provides for notices to creditors and allowing the use of certified mail.

Anticipated Impact: These regulations will standardize existing every-day practices as a result of advances in technology and information dissemination.

Statutory Authority: Bankruptcy Act, R.S.C. 1970, c. B-3.

Expected Date of Publication: First quarter, 1988.

Contact: Yves Pigeon, Superintendent of Bankruptcy, Department of Consumer and Corporate Affairs, Place du Portage, Phase I, 18th floor, 50 Victoria Street, Hull, Quebec, K1A 0C9. Tel.: (819) 997-1059.

176-CCAC**INSOLVENCY LEGISLATION: CONSEQUENTIAL AMENDMENTS OF RULES**

Current legislation related to bankruptcy and insolvency has been under review for updating. If new legislation were adopted by Parliament, it would require an overall review of the existing rules under insolvency law statutes.

Anticipated Impact: This will introduce many new changes to existing bankruptcy and insolvency rules increasing the scope of regulatory controls and streamlining administrative practices.

Statutory Authority: Bankruptcy Act, R.S.C. 1970, c. B-3 and Companies' Creditors Arrangement Act, R.S.C. 1970, c. C-25.

Expected Date of Publication: The timetable for such changes would be dependent on the date of the passing of the legislation by Parliament, the date of its coming into force and on its extent.

Contact: Yves Pigeon, Superintendent of Bankruptcy, Department of Consumer and Corporate Affairs, Place du Portage, Phase I, 18th floor, 50 Victoria Street, Hull, Quebec, K1A 0C9. Tel.: (819) 997-1059.

177-CCAC**PATENT RULES TO IMPLEMENT BILL C-22**

Changes to the patent rules will be necessary to carry into effect Bill C-22 (An Act to amend the Patent Act).

Anticipated Impact: Payments to the provinces will be made. The Patent Co-operation Treaty will be brought into effect. Changes will be made to the area of compulsory licensing of drug patents. Provision will be made for the publication of applications, re-examination, progressive fees, and deferred examination on a first-to-file ba-

sis. These are major changes to Canadian Patent Law but are mandated by Parliament.

Statutory Authority: Patent Act, R.S.C. 1970, c. P-4, s.12 as amended.

Expected Date of Publication: It is anticipated that the regulations will be prepublished by October, 1988.

Contact: Frank Adams, Director Operational Planning and Research, Patent Office, Department of Consumer and Corporate Affairs, Place du Portage, Phase 1, Hull, Quebec, K1A 0E1. Tel.: (819) 994-4779.

178-CCAC

AMENDMENT OF THE TRADE MARKS ACT AND REGULATIONS

The department is reviewing the trade marks system especially with respect to registered users. However, details of the possible changes are not available at the present time.

Anticipated Impact: The anticipated impact is dependent on the outcome of the review.

Statutory Authority: Trade Marks Act, R.S.C. 1970, c. T-10, s.65.

Expected Date of Publication: Not applicable.

Contact Person: J.H.A. Gariépy, Registrar of Trade Marks, Department of Consumer and Corporate Affairs, Phase 1, Place du Portage, Hull, Québec. K1A 0C9. Tel.: (819) 997-4418

179-CCAC

AMENDMENT OF TRADE MARK RULES

General amendment of the Trade Marks Regulations will be proposed in order to update the rules to reflect decisions and events of the last 20 years.

Anticipated Impact: These are housekeeping provisions which will allow easier use of the system by the public.

Statutory Authority: Trade Marks Act, R.S.C. 1970, c. T-10, s.65.

Expected Date of Prepublication: Summer, 1988.

Contact Person: J.H.A. Gariépy, Registrar of Trade Marks, Department of Consumer and Corporate Affairs, Phase 1, Place du Portage, Hull, Québec. K1A 0C9. Tel.: (819) 997-4418.

180-CCAC

AMENDMENT OF THE INDUSTRIAL DESIGN RULES

The government is studying the possibility of amending Sections 4,6 and 7 of the Industrial Design Act in order to allow photographs as well as drawings to be submitted for examination and to eliminate the requirement to submit duplicate copies. The rules will have to be changed in order to define the type of documentation required.

Anticipated Impact: These changes will create greater flexibility in the industrial design rules.

Statutory Authority: Photographs will be allowed by law, in addition to drawings, removing the uncertainty of the acceptability of photographs. The rules will define more precisely the documentation required.

Expected Date of Prepublication: These changes are anticipated in 1988.

Contact: Linda Steingarten, Director, Copyright and Industrial Design Branch, Consumer and Corporate Affairs Canada, Phase 1, Place du Portage, Hull, Quebec. K1A 0C9. Tel.: (819) 997-1657.

181-CCAC

TO REMOVE THE WITNESS REQUIREMENT FROM INDUSTRIAL DESIGN APPLICATIONS

The witness requirement in the Industrial Design Rules is archaic and serves no purpose. It may be abolished by a change to the rules made by the minister with the approval of Governor In Council.

Anticipated Impact: It will remove an unnecessary formality in applying for an Industrial Design Registration.

Statutory Authority: Industrial Design Act, R.S.C. 1970, c. 1-8.

Expected Date of Prepublication: Spring of 1988.

Contact: Linda Steingarten, Director, Copyright and Industrial Design Branch, Consumer and Corporate Affairs Canada, Phase 1, Place du Portage, Hull, Québec. K1A 0C9. Tel.: (819) 997-1657.

182-CCAC

REPEAL OF THE TIMBER MARKING ACT AND THE TIMBER MARKING RULES

The government is studying the possibility of repealing the Timber Marking Act and the Timber Marking Rules. The Act applies only to floating timber on the inland wa-

terways of three provinces, Ontario, Quebec, and New Brunswick.

Anticipated Impact: The proposal will result in discontinuation of the registration system. The Trade Marks Act may provide suitable alternative protection if any is required.

Statutory Authority: The Timber Marking Act, R.S.C. 1970, c. T-8.

Expected Date of Prepublication: Not applicable.

Contact: Linda Steingarten, Director, Copyright and Industrial Design Branch, Consumer and Corporate Affairs Canada, Place du Portage, Phase 1, Hull, Quebec, K1A 0C9. Tel.: (819) 997-1657.

ELECTIONS CANADA

TARIFFS OF FEES 183-EC

Roles and Responsibilities

The Chief Electoral Officer is responsible for exercising general direction and supervision over the preparation, administration and reporting aspects of federal elections and the election expenses provisions of the Canada Elections Act. The officer must also ensure that all those involved in the electoral process comply with the Act. The Chief Electoral Officer is appointed by resolution of the House of Commons to which the Chief Electoral Officer is directly accountable and communicates with the Governor in Council through the member of the Queen's Privy Council for Canada designated by the Governor in Council for that purpose (currently the President of the Privy Council).

Enforcement of the provisions of the Canada Elections Act is carried out by the Commissioner of Canada Elections under the general supervision of the Chief Electoral Officer by whom the commissioner is appointed.

The Chief Electoral Officer also provides the necessary data and assistance to enable the electoral boundaries commissions to discharge their responsibilities under the Electoral Boundaries Readjustment Act with respect to each province's representation in the House of Commons.

The Canada Elections Act contains no provisions for the making of regulations. The Chief Electoral Officer is, however, given the unusual power to adapt the act during the course of an election. In this way, the electoral process is free from political interference and even the appearance of it.

Statutory Authority: Canada Elections Act, R.S. 1970, c.14 (1st Suppl.) s.61.

Expected Date of Publication: It is anticipated that the Tariffs of Fees will be published in the *Canada Gazette* during the month of June, 1988.

Contact: F.B. Slattery, Director, Election Financing Branch, Elections Canada, 440 Coventry Road, Ottawa, Ontario. K1A 0M6. Tel.: (613) 993-2975.

Legislative Mandate

Canada Elections Act
Electoral Boundaries Readjustment Act

183-EC

TARIFFS OF FEES

The Canada Elections Act stipulates that upon the recommendation of the Chief Electoral Officer, the Governor in Council may make tariffs of fees, costs, allowances and expenses to be paid and allowed to returning officers, special returning officers and other persons employed at or in respect of elections under the Canada Elections Act and its Special Voting Rules.

Anticipated Impact: The impact of these statutory instruments varies from year to year depending on what electoral activities are undertaken during the year. The policy adopted is to review each year the Tariffs of Fees in order to avoid having to recommend substantial increases close to a general election, as well as to provide adequate remuneration to those providing services at by-elections. During an election year the payments made under the tariffs could well exceed \$75,000,000.

EMPLOYMENT AND IMMIGRATION CANADA

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Roles and Responsibilities

The passage of Bill C-27, the Employment and Immigration Reorganization Act, in 1977, created the Canada Employment and Immigration Commission by integrating the Unemployment Insurance Commission and the Department of Manpower and Immigration. The legislation also created the Department of Employment and Immigration which provides services to the commission and the minister. The Commission and the department together are titled Employment and Immigration Canada (EIC).

The objective of the Employment and Insurance Programs is "to further the attainment of national economic and social goals by realizing the full productive potential of Canada's human resources, while supporting the initiatives of individuals to pursue their economic needs and, more generally, their self-fulfillment through work."

The Immigration Program recruits, admits and helps in the adaptation of people deemed suitable residents, citizens, workers and visitors for Canada, and protects Canadians against the entry of undesirable non-Canadians. In these endeavours, officials of the commission/department work with federal government departments, the provinces and the private sector.

Legislative Mandate

The Unemployment Insurance Act and Regulations
 The Employment and Immigration Reorganization Act
 The National Training Act and Regulations
 The National Employment Service Regulations
 The Mobility Regulations and the Labour Mobility and Assessment Incentives Regulations
 The Employment Equity Act and Regulations
 The Immigration Act and Regulations
 Immigration Visa Exemption Regulations
 Immigration Exemption Regulations
 Refugee Claims Backlog Regulations
 Political Prisoners and Oppressed Persons Designated Class Regulations
 Self-Exiled Persons Class Regulations
 Indochinese Designated Class Regulations

In conjunction with the Immigration Visa Exemption Regulations, the series of regulations benefits between 35,000 and 40,000 applicants for permanent residence in Canada per calendar year.

Statutory Authority: Immigration Act, 1976, S.C. 1976-77, c.52, subsection 115(2).

Expected Date of Publication: These regulations, consisting exclusively of multipage lists of named individuals, are put forward on a continuing basis.

Contact: P.P. Sargalis, Head, Orders in Council Section, Case Review Directorate, Operations Branch, Employment & Immigration Canada, Place du Portage, Phase IV - 9th Floor, Ottawa, Ontario, K1A 0J9. Tel.: (819) 994-4868.

185-EIC

IMMIGRATION VISA EXEMPTION REGULATIONS

Subsection 9(1) of the Immigration Act requires all immigrants to apply for and obtain an immigrant visa before arriving at a Canadian port of entry. These regulations provide relief from immigrant visa requirements for persons already in Canada and mainly involve humanitarian and/or compassionate considerations. These are a series of regulations going forward on a continuing basis.

Anticipated Impact: Each of these regulations individually has little impact on the economy or the general public. In conjunction with the Immigration Exemption Regulations, the series of Regulations benefits between 35,000 and 40,000 applicants for permanent residence in Canada per calendar year.

Statutory Authority: Immigration Act, 1976, S.C. 1976-77, c.52, paragraph 115(1)(ii).

Expected Date of Publication: These Regulations, consisting exclusively of multipage lists of named individuals, are put forward on a continuing basis.

Contact: P.P. Sargalis, Head, Orders in Council Section, Case Review Directorate, Operations Branch, Employment & Immigration Canada, Place du Portage, Phase IV - 9th Floor, Ottawa, Ontario, K1A 0J9. Tel.: (819) 994-4868.

184-EIC

IMMIGRATION EXEMPTION REGULATIONS

The Immigration Regulations stipulate that prospective immigrants must meet certain requirements before an immigrant visa can be issued. The Immigration Exemption Regulations provide relief from these requirements on behalf of persons who, for various reasons, are unable to comply for landing in Canada. Submissions go forward on a continuing basis and involve mainly humanitarian and/or compassionate grounds.

Anticipated Impact: Each of these regulations individually has little impact on the economy or the general public.

186-EIC

IMMIGRATION REGULATIONS, 1978: AGE OF ADOPTED CHILDREN

The present regulations require that a child be adopted before the age of 13 in order to be considered a dependant when the family immigrates. The Parliamentary Committee on Equality Rights recommended that the regulations be changed so that a child adopted outside

Canada be able to qualify as a dependant in the same way as a natural child, notwithstanding the age at which the adoption took place; but be denied in cases where the child was over 13 years old at the time of adoption and the purpose of the adoption was simply to gain admission as a member of the Family Class.

Anticipated Impact: Families immigrating with adopted children will be able to be processed and granted permanent residence at the same time.

Statutory Authority: Immigration Act, 1976, S.C. 1976-77, c. 52, paragraph 115(1)(a).

Expected Date of Prepublication: March, 1988.

Contact: Director, Program Development, Immigration, Policy and Program Development Branch, Employment and Immigration Canada, Place du Portage, Phase IV, 9th Floor, Ottawa, Ontario, K1A 0J9. Tel.: (819) 994-6351.

187-EIC

POLITICAL PRISONERS AND OPPRESSED PERSONS CLASS REGULATIONS: URUGUAY

The human rights situation in Uruguay has improved to the point where special measures on our part are no longer warranted. It is proposed, therefore, that Uruguay be deleted from the schedule of countries included in these regulations. This amendment is supported by the Department of External Affairs.

Anticipated Impact: Admissions of Designated Class immigrants from Uruguay were as follows: 2 (1983); 6 (1984).

Statutory Authority: Immigration Act, 1976, S.C. 1976-77, c.52, paragraphs 115(1)(d) and (e).

Expected Date of Prepublication: Spring, 1988.

Contact: Andrei Grushman, Refugee Specialist, Employment and Immigration Canada, Place du Portage, Phase IV, 9th Floor, Ottawa, Ontario, K1A 0J9. Tel.: (819) 994-1425.

188-EIC

IMMIGRATION REGULATIONS, 1978: CREW MEMBERS TRAVELLING IN-TRANSIT THROUGH CANADA

It is intended to amend paragraph 14(4)(f) and Schedule II, Item 6 to exempt crew members who are in possession of seaman's identity documents from requiring a visitor's visa, where prescribed, and passport, travel or identity document where they are travelling to Canada for the purpose of seeking entry for shore leave, travel-

ling in transit to join a vehicle in a third country or being repatriated through Canada.

Anticipated Impact: The primary impact is a savings to the Canadian Government in terms of the person-hours expended to process crew members who require visas to visit Canada under the existing regulations. These amendments also benefit the air carriers whose passengers would opt to travel on other carriers with alternate routings through countries which do not have the same visa and travel document requirements for crew members.

Statutory Authority: Immigration Act, 1976, S.C. 1976-77, c.52, paragraphs 115(1)(i) and (ii) and subsection 9(l).

Expected Date of Prepublication: April, 1988.

Contact: Chris Taylor, Director, Policy Development Directorate, Immigration, Policy and Program Development Branch, Employment and Immigration Canada, Place du Portage, Phase IV, 9th Floor, Ottawa, Ontario, K1A 0J9. Tel.: (819) 994-6347.

189-EIC

IMMIGRATION REGULATIONS, 1978: PERSONAL APPEARANCE WHEN REQUESTING A CHANGE OR EXTENSION OF STATUS

Subsection 24(2) of the Immigration Regulations requires all visitors in Canada to be present when their application to vary terms or conditions of their status is submitted to an immigration officer. This regulation does not allow for any discretion on the part of immigration officers to dispense very young, elderly, sick or semi-diplomatic visitors from presenting their application in person. The intention is to seek revocation of this requirement, particularly since subsection 24(3) already allows immigration officers to request persons to present themselves for an interview when they are seeking a change or extension of status.

Anticipated Impact: No direct impact on Canadian citizens or permanent residents is expected.

Statutory Authority: Immigration Act, 1976, S.C. 1976-77, c.52, subsection 115(1).

Expected Date of Prepublication: April, 1988.

Contact: D.G.J. May, A/Chief, Admission Procedures, Procedures & Instructions, Operations Branch, Employment & Immigration Canada, Place du Portage, Phase IV - 9th Floor, Ottawa, Ontario, K1A 0J9. Tel.: (819) 994-1821.

190-EIC

IMMIGRATION REGULATIONS, 1978: REDUCE SELECTION PASSMARK FOR CERTAIN ASSISTED RELATIVE IMMIGRANTS

It is proposed to reduce from 60 to 55, the minimum number of units of assessment (passmark) required to be awarded an immigrant visa for certain members of the Assisted Relative Category, namely brothers and sisters, and accompanying dependants and married or previously married sons and daughters and accompanying dependants.

Anticipated Impact: The amendment represents a positive government response to aspects of recommendations 5-9 of the Ninth Report of the Standing Committee on Labour, Employment and Immigration. The measure will enhance opportunities for some extended family members to join their relatives in Canada as the change will increase to 15 points the kinship bonus or advantage over independent immigrants without sponsoring relatives, and results in a five point edge over other more distant family members such as nieces and nephews. It is estimated that this amendment will contribute to the achievement of the announced annual immigration levels, as well as increasing the ratio of selected worker immigrants with relatives in Canada.

Statutory Authority: Immigration Act, 1976, S.C. 1976-77, c.52, paragraph 115(1)(a).

Expected Date of Prepublication: June, 1988.

Contact: Chris Taylor, Director, Policy Development Directorate, Immigration, Employment and Immigration Canada, Place du Portage, Phase IV, 9th Floor, Ottawa, Ontario, K1A 0J9. Tel.: (819) 994-6347.

191-EIC

IMMIGRATION REGULATIONS, 1978: SPONSORSHIP OF NEVER MARRIED SONS AND DAUGHTERS

It is proposed to transfer never-married sons and daughters of Canadian citizens and residents, who are over 21 years of age, from the Assisted Relative Category to the Family Class.

Anticipated Impact: The amendment represents a positive government response to a recommendation of the Standing Committee on Labour, Employment and Immigration (Ninth report, proposal #10) announced in Parliament by Minister Bouchard on 11 August 1987. The measure will result in approximately 4,000 more annual landings in the Family Class.

Statutory Authority: Immigration Act, 1976, S.C. 1976-77, c.52, paragraph 115(1)(b).

Expected Date of Prepublication: June, 1988.

Contact: Chris Taylor, Director, Policy Development Directorate, Immigration, Employment and Immigration Canada, Place du Portage, Phase IV, 9th Floor, Ottawa, Ontario, K1A 0J9. Tel.: (819) 994-6347.

192-EIC

IMMIGRATION REGULATIONS, 1978: AVAILABILITY OF TRANSPORTATION, ASSISTANCE AND ADMISSIBILITY LOANS

The Nielsen Commission decided to restrict eligibility and allow loans only to Convention Refugees, members of Designated Classes and Special Program persons (that is, persons landed pursuant to quasi-refugee situations) applying overseas and bringing their family members to Canada. It was also decided that interest charges on transportation, assistance and admissibility loans are to be applied three years after the loan has been received, on the balance owing at that time.

Anticipated Impact: Approximately 45,910 persons were landed in 1985 under the family reunification program. Had this regulation been in place during 1985, approximately 38,000 persons would not have been eligible to receive a transportation loan. Of the approximate 3,000 persons permitted to leave Vietnam by the Vietnamese Government under the family reunification program none of these persons would have been eligible for a transportation loan if this regulation had been in place and we would have reduced our cash outlay by \$4.5 million but we would have lost accrued interest of approximately \$412,875. However, the immigrants not being eligible to use our loan program would not be able to take advantage of the reduced Intergovernmental Committee for Migration (ICM) rate and it would have cost them double (\$9 million instead of \$4.5 million). Also if the sponsor or immigrant did not have the funds available for travel during the validity of the Vietnamese exit permit, lengthy delays (in months) could result, prolonging the reunification of a family in Canada. Experience has demonstrated that the earlier a refugee is joined by family members (spouse and children) the earlier the refugee becomes a producing member of society.

Statutory Authority: Immigration Act, 1976, S.C. 1976-77, c.52, paragraph 115(1)(t).

Expected Date of Prepublication: Summer, 1988.

Contact: R.G. Latimer, Chief, Transportation Programs, Settlement Branch, Employment and Immigration Canada, Phase IV, Place du Portage, Ottawa, Ontario, K1A 0J9. Tel.: (819) 994-4182.

193-EIC

**IMMIGRATION REGULATIONS, 1978:
SUBSCRIPTION TO SYNDICATES**

It is proposed to require all investment syndicates, established to recruit investors under the Business Immigration Program, to stipulate a maximum number of investors who will be recruited and state a specific date at which recruitment will stop.

Anticipated Impact: Requiring investment syndicates and projects to limit participation to a maximum number of investors and to cease recruiting new investors at a specific date will eliminate the possibility that capital from new investors will be used to reimburse old investors who wish to withdraw their funds. This change will ease administration procedures for government, will clear the market of unsolvable investment offerings, ensure a net increase in capital invested and spread the capital over a wider range of investments.

Statutory Authority: Immigration Act, 1976, S.C. 1976-77, c. 52, paragraph 115(1)(a).

Expected Date of Publication: July, 1988.

Contact: Director, Program Development, Immigration, Policy and Program Development Branch, Employment and Immigration Canada, Place du Portage, Phase IV, 9th Floor, Ottawa, Ontario, K1A 0J9. Tel.: (819) 994-6351.

194-EIC

**IMMIGRATION REGULATIONS, 1978: FULL
DISCLOSURE FOR INVESTORS**

It is proposed to amend subparagraph 9(1)(b)(iii) of the Immigration Regulations to require full disclosure of all material facts relating to investment opportunities developed to recruit investors under the Business Immigration Program.

Anticipated Impact: This amendment will ensure that prospective investor immigrants have access to all relevant facts concerning their proposed investments in projects or syndicates. This should increase investor confidence in the Business Immigration Program, increase the number of applicants, and protect the program's integrity.

Statutory Authority: Immigration Act, 1976, S.C. 1976-77, c. 52, paragraph 115(1)(a).

Expected Date of Publication: July, 1988.

Contact: Director, Program Development, Immigration, Policy and Program Development Branch, Employment and Immigration Canada, Place du Portage, Phase IV, 9th Floor, Ottawa, Ontario, K1A 0J9. Tel.: (819) 994-6351.

195-EIC

**IMMIGRATION REGULATIONS, 1978:
PROVINCIAL ROLE IN INTERNATIONAL
ADOPTIONS**

In cases of children adopted abroad, subparagraph 6(1)(c)(i) of the regulations now requires the written advice of the province of proposed residence that they have no objection to the proposed arrangements for the reception and care of the child. Some provincial authorities have difficulty meeting this requirement.

Anticipated Impact: Several provinces recognize foreign adoptions and claim no authority to investigate reception and care arrangements under their own legislation when the adoption has been completed abroad. They either refuse or resist providing the necessary advice. Quebec requires that the child be adopted under Quebec law. This situation interferes with case processing. It is anticipated that the provinces would appreciate the removal of the requirement.

Statutory Authority: Immigration Act, 1976, S.C. 1976-77, c. 52, paragraph 115(1)(c).

Expected Date of Prepublication: September, 1988.

Contact: Director, Program Development, Immigration, Policy and Program Development Branch, Employment and Immigration Canada, Place du Portage, Phase IV, 9th Floor, Ottawa, Ontario, K1A 0J9. Tel.: (819) 994-6351.

196-EIC

**IMMIGRATION REGULATIONS, 1978:
EMPLOYMENT OF PERSONAL SERVANTS
ACCOMPANYING THEIR EMPLOYER
SOJOURNING IN CANADA**

Subsection 19(1) of the Immigration Regulations, 1978, exempts certain persons from the requirement to obtain an employment authorization before coming to Canada to work. Paragraph 19(1)(q) allows the permanently employed personal servant of an employer sojourning in Canada to work without first obtaining an employment authorization provided the servant is coming for no more than 90 days. Because this causes unnecessary difficulties for employers who are allowed to remain in Canada more than 90 days, an amendment is being considered to repeal the 90 day restriction and, instead, link the duration of status of personal servants to the duration of status of the employer.

Anticipated Impact: No direct impact on Canadian citizens or permanent residents is expected.

Statutory Authority: Immigration Act, 1976, S.C. 1976-77, c.52, paragraph 115(1)(ii).

Expected Date of Prepublication: September, 1988.

Contact: D.G.J. May, A/Chief, Admission Procedures, Procedures and Instructions, Operations Branch, Employment and Immigration Canada, Place du Portage, Phase IV - 9th Floor, Ottawa, Ontario, K1A 0J9. Tel.: (819) 994-1821.

197-EIC

IMMIGRATION REGULATIONS, 1978 - STUDENT AUTHORIZATIONS: SELF-IMPROVEMENT COURSES

It is proposed to amend the regulations to exempt short-term, non-credit, self-improvement or hobby courses from the student authorization requirement. It is considered that these courses do not fall within the intent of paragraphs 10(b) and 26(1)(b) of the Immigration Act, which refer to the necessity for visitors to obtain authorization to take any "academic, professional or vocational training" course. The nature and characteristics of such courses are not defined in the Act and Regulations. A similar approach should be taken in the case of short-term courses such as English or French as a second language.

Anticipated Impact: The amendments would reduce unnecessary documentation and stimulate the flow of visitors who wish to take courses that are incidental to the main purpose of their stay in Canada. In addition to the direct economic benefits, the resultant exchange of values, particularly, those relating to language and culture, would result in mutual enrichment.

Statutory Authority: Immigration Act, 1976, S.C. 1976-77, c. 52, paragraph 115(1)(ii).

Expected Date of Prepublication: September, 1988.

Contact: Director, Program Development, Immigration, Policy and Program Development Branch, Employment and Immigration Canada, Place du Portage, Phase IV, 9th Floor, Ottawa, Ontario, K1A 0J9. Tel.: (819) 994-6351.

198-EIC

SELF-EXILED PERSONS CLASS REGULATIONS: EXTENSION

It is proposed to extend these Regulations for two years, from January 1, 1989, to December 31, 1990. Increasing arrivals of East European refugees in Western Europe, coupled with declining resettlement by other countries, have underscored the need for these regulations. This class was originally designed for people from the Soviet Union and other Eastern European countries, excluding Yugoslavia, who have left their countries and have not become permanently resettled in any other country. Many people fleeing these countries are, in fact, Convention Refugees. This special regulation enables

Canada to select other persons who, while not refugees in the sense of the Convention, have good reasons for not wishing to return home, including a fear of government reprisals resulting from their attempts to emigrate illegally.

Anticipated Impact: The sponsorship of East European refugees by relatives and other interested Canadians will continue to be facilitated by these regulations. Admissions under these regulations were as follows: 3,121 (1984); 3,491 (1985); 5,112 (1986). Some 5,000 admissions are expected in 1987.

Statutory Authority: Immigration Act, 1976, S.C. 1976-77, c.52, paragraphs 115(1)(d) and (e).

Expected Date of Prepublication: Autumn, 1988.

Contact: Andrei Grushman, Refugee Specialist, Employment and Immigration Canada, Place du Portage, Phase IV, 9th Floor, Ottawa, Ontario, K1A 0J9. Tel.: (819) 994-1425.

199-EIC

INDOCHINESE DESIGNATED CLASS REGULATION: EXTENSION

It is proposed to extend these regulations for only one year, from January 1, 1989, to December 31, 1989. The refugee population in Southeast Asia has stabilized, and there is growing evidence that durable solutions other than resettlement would best meet the needs of most Indochinese refugees. This class includes people who have fled Vietnam, Kampuchea (formerly Cambodia) and Laos by land or sea since April 30, 1975, and have not become permanently resettled. It therefore includes both boat people and overland refugees. While some members of this class could qualify as Convention refugees, circumstances make it impossible to establish grounds for individual persecution in each case.

Anticipated Impact: The sponsorship of Indochinese refugees by relatives and other interested Canadians will continue to be facilitated by these regulations for a further year. Admissions under these regulations were as follows: 5,962 (1984); 6,115 (1985); 5,990 (1986). Some 6,000 admissions are expected in 1987.

Statutory Authority: Immigration Act, 1976, S.C. 1976-77, c.52, paragraphs 115(1)(d) and (e).

Expected Date of Prepublication: Autumn, 1988.

Contact: Andrei Grushman, Refugee Specialist, Employment and Immigration Canada, Place du Portage, Phase IV, 9th Floor, Ottawa, Ontario, K1A 0J9. Tel.: (819) 994-1425.

200-EIC

POLITICAL PRISONERS AND OPPRESSED PERSONS DESIGNATED CLASS REGULATIONS: EXTENSION

These regulations permit the selection of oppressed persons within their countries of origin. It is proposed to extend these regulations for two years, from January 1, 1989, to December 31, 1990. The high incidence of human rights violations in the source countries requires a continued capacity to provide protection through resettlement in Canada for deserving cases. Members of this class include Chileans, Poles, Salvadorans and Guatemalans who would be Convention refugees except that they are still within their own country of citizenship.

Anticipated Impact: The sponsorship of political prisoners and oppressed persons by relatives and other interested Canadians will continue to be facilitated by these regulations. Admissions under these regulations were as follows: 496 (1984); 1,004 (1985); 1,421 (1986). Some 1,500 admissions are expected in 1987.

Statutory Authority: Immigration Act, 1976, S.C. 1976-77, c.52, paragraphs 115(1)(d) and (e).

Expected Date of Prepublication: Autumn, 1988.

Contact: Andrei Grushman, Refugee Specialist, Employment and Immigration Canada, Place du Portage, Phase IV, 9th Floor. Ottawa, Ontario, K1A 0J9. Tel.: (819) 994-1425.

201-EIC

IMMIGRATION REGULATIONS, 1978: ALLOWING FAMILY CLASS SPONSORS TO JOINTLY UNDERTAKE TO PROVIDE FOR THEIR RELATIVES FROM ABROAD

As a result of recommendations from the Standing Committee on Labour, Employment and Immigration, approval will be sought to amend certain sections of the Immigration Act, 1976 to allow for joint sponsorship of family class members. Arising from this will be the requirement to amend several regulations, replacing interim administrative guidelines for joint family class sponsorship.

Anticipated Impact: The amendment should result in a small increase in the Family Class movement, which averages 50,000 to 60,000 applications per year.

Statutory Authority: Immigration Act, 1976, S.C. 1976-77, c. 52, paragraph 115(1)(c).

Expected Date of Prepublication: Autumn, 1988.

Contact: Director, Program Development, Immigration, Policy and Program Development Branch, Employment and Immigration Canada, Place du Portage, Phase IV,

9th Floor, Ottawa, Ontario, K1A 0J9. Tel.: (819) 994-6351.

202-EIC

IMMIGRATION REGULATIONS, 1978: SUBMISSION OF FAMILY CLASS UNDERTAKINGS

Subsection 4(1) of the Immigration Regulations, 1978, implies that, in family class cases, the application form must be submitted before an undertaking in support of the application can be accepted. Because it has been found to be more practical and time-efficient to determine initially if the prospective applicant meets the definition of "member of the family class" by taking an undertaking from the sponsor before the application, the possibility of accepting application forms subsequent to the submission of a sponsorship undertaking will be studied.

Anticipated Impact: The suggested change would be one of procedure only.

Statutory Authority: Immigration Act, 1976, S.C. 1976-77, c.52, paragraph 115(1)(c).

Expected Date of Prepublication: October, 1988.

Contact: D.G.J. May, A/Chief, Admission Procedures, Procedures & Instructions, Operations Branch, Employment & Immigration Canada, Place du Portage, Phase IV - 9th Floor, Ottawa, Ontario, K1A 0J9. Tel.: (819) 994-1821.

203-EIC

IMMIGRATION ACT, 1976: FEES REGULATIONS-NEW AND MODIFIED FEES

These regulations currently prescribe the amounts and conditions under which processing fees can be levied for Canadian immigration services. It is planned to expand the range of chargeable services, to set fees closer to real cost of providing the applicable services, and to correct deficiencies in wording which presently jeopardize the intent of the regulations.

Anticipated Impact: Some immigration services which have been provided free of charge to the public previously will now have processing fees attached to them. Also, the four services presently charged for may have higher fees attached to them. Fees will not affect the present composition or volume of immigration traffic.

Statutory Authority: Financial Administration Act, R.S.C. 1970, c. F-10, paragraph 13(a); Immigration Act, 1976, S.C. 1976-77, c.52, paragraph 115(1)(k.1).

Expected Date of Prepublication: December, 1988.

Contact: D.G. Aldworth, Director, Immigration Cost Recovery, Planning and Program Management Branch, Employment and Immigration Canada, Place du Portage, Phase IV, 9th Floor, Ottawa, Ontario, K1A 0J9. Tel.: (819) 997-8665.

204-EIC

IMMIGRATION REGULATIONS, 1978: DEFINITION OF THE TERM "ASSISTED RELATIVE"

An assisted relative is a person on whose behalf a relative has submitted an undertaking of support. It is proposed to amend the definition of "assisted relative" by requiring such persons to be pre-screened under the selection criteria for independent immigrants. This would ensure that undertakings of support are accepted only on behalf of persons who have a reasonable chance of success. Pre-screening has the added advantage of eliminating unnecessary work in cases where refusal is virtually automatic because of inability to meet the existing point system. As a result, false expectations are not raised. It also has the advantage that guarantors need not pay unnecessary cost recovery fees.

Anticipated Impact: The proposed amendment would effect a procedural change only.

Statutory Authority: Immigration Act, 1976, S.C. 1976-77, c.52, paragraph 115(1)(a).

Expected Date of Prepublication: December, 1988.

Contact: D.G.J. May, A/Chief, Admission Procedures, Procedures and Instructions, Operations Branch, Employment and Immigration Canada, Place du Portage, Phase IV - 9th Floor, Ottawa, Ontario, K1A 0J9. Tel.: (819) 994-1821.

205-EIC

IMMIGRATION REGULATIONS, 1978: EMPLOYMENT AUTHORIZATION PROCEDURES

As part of the government's initiatives on procedural simplification, it is proposed to amend the regulations to streamline employment authorization procedures.

Anticipated Impact: Preliminary analysis has not progressed far enough to permit any assessment of possible impacts.

Statutory Authority: Immigration Act, 1976, S.C. 1976-77, c.52, paragraph 115(1)(j).

Expected Date of Prepublication: December, 1988.

Contact: G. Van Kessel, Director, Special Projects Unit, Executive Director's Office, Immigration, Employment

and Immigration Canada, Place du Portage, Phase IV, 9th Floor, Ottawa, Ontario, K1A 0J9. Tel.: (819) 953-1879.

206-EIC

IMMIGRATION REGULATIONS, 1978: LANDING IN CANADA OF CERTAIN CATEGORIES OF IMMIGRANTS

It is proposed that the order in council procedure to authorize landing of individual applicants in Canada be replaced by provisions prescribing specific categories of eligible applicants which can be landed in Canada.

Anticipated Impact: Assessment of full impact will require in-depth study. It represents a major change in administration of the program and is intended to improve service to the public by significantly reducing case-processing times in certain family reunification cases.

Statutory Authority: Immigration Act, 1976, S.C. 1976-77, c.52, paragraph 115(1)(ii) and subsection 9(1).

Expected Date of Prepublication: December, 1988.

Contact: G. Van Kessel, Director, Special Projects Unit, Executive Director's Office, Immigration, Employment and Immigration Canada, Place du Portage, Phase IV, 9th Floor, Ottawa, Ontario, K1A 0J9. Tel.: (819) 953-1879.

207-EIC

UNEMPLOYMENT INSURANCE REGULATIONS: RESIDENTS OUTSIDE CANADA

Section 54 of the Unemployment Insurance Regulations provides exceptions to the general rule that benefits are not payable to claimants who are resident either temporarily or permanently outside of Canada. The exceptions may be expanded to include instances such as a claimant attending a funeral of a relative, accompanying a sick child or relative to a medical institution, visiting a sick relative, seeking employment, attending a job interview or recovering from illness or injury.

Anticipated Impact: The amendment will allow for a more humane and equitable policy than is currently possible under existing rules. Program costs would increase slightly.

Statutory Authority: Unemployment Insurance Act, R.S.C. 1970-71-72, c. 48, Section 45.

Expected Date of Prepublication: Spring of 1988.

Contact: John Abrams, Senior Policy Advisor, Insurance, Employment and Immigration Canada, Place du Portage,

Phase IV, 11th Floor, Ottawa, Ontario, K1A 0J9. Tel.: (819) 994-6050.

Phase IV, 11th Floor, Ottawa, Ontario, K1A 0J9. Tel.: (819) 997-8627.

208-EIC

UNEMPLOYMENT INSURANCE REGULATIONS: NON-GROUP PLAN

Presently, sickness or disability payments provided under a group wage loss indemnity plan are treated as earnings for benefit purposes. Those that are paid under a plan that is not a group plan are not treated as earnings. Paragraphs (a) to (e) of subsection 57(4) define what is not a group plan. A plan may meet all other conditions of the definition but may fail to be considered a non-group plan merely because the plan is not transferable to the same occupation with a different employer. Also, it may fail on the ground that the benefits it provides are not constant merely because deductions are made for other sources of income. The proposal would amend paragraph (d) of subsection 57(4) to consider a plan portable within the same occupation and paragraph (e) to consider a plan as providing constant benefits even where deductions are made for other sources of income.

Anticipated Impact: The impact will be minimal but positive in that fairer treatment will be achieved.

Statutory Authority: Unemployment Insurance Act, R.S.C. 1970-71-72, c.48, paragraphs 58(q) and (r).

Expected Date of Prepublication: Spring of 1988.

Contact: Guy Grenon, Senior Policy Advisor, Insurance, Employment and Immigration Canada, Place du Portage, Phase IV, 11th Floor, Ottawa, Ontario, K1A 0J9. Tel.: (819) 997-8625.

209-EIC

UNEMPLOYMENT INSURANCE REGULATIONS: WORKERS' COMPENSATION

Workers' compensation: some provinces have changed their legislation in such a way that the terminology used in unemployment insurance legislation can no longer be applied to certain provincial payments. It is proposed to amend paragraphs 57(2)(b) and (3)(a).

Anticipated Impact: The amendment would make it clear which workers' compensation payments are earnings for benefit purposes and which are not.

Statutory Authority: Unemployment Insurance Act, R.S.C. 1970-71-72, c.48, paragraph 58(q).

Expected Date of Prepublication: Summer of 1988.

Contact: Jim Trainor, Senior Policy Advisor, Insurance, Employment and Immigration Canada, Place du Portage,

210-EIC

UNEMPLOYMENT INSURANCE: EXPENDITURE CEILINGS FOR UNEMPLOYMENT INSURANCE DEVELOPMENTAL USES (1989)

This regulation seeks approval for 1989 benefit expenditure limits under Unemployment Insurance Developmental Uses (Work Sharing, Job Creation, and Training).

Anticipated Impact: These programs, which provide support to approximately 100,000 participants annually, will cease operation without the approval of the recommended funding levels.

Statutory Authority: Sections 37, 38 and 39 of the Unemployment Insurance Act, 1971.

Expected Date of Publication: September, 1988.

Contact: D. Aucoin, Chief, UI Policy Analysis, Policy and Program Analysis, Employment and Immigration Canada, Place du Portage, Phase IV, 8th Floor, Ottawa, Ontario, K1A 0J9. Tel.: (819) 997-5034.

211-EIC

UNEMPLOYMENT INSURANCE REGULATIONS: OVERPAYMENT RECOVERY

Under subsection 49(3) of the Unemployment Insurance Act, certain specified indebtedness to the commission can be recouped from subsequent benefit entitlement in the manner prescribed. There is, however, no regulation in place outlining the manner by which such recoupment may be made. If a regulatory wording can be found which can ensure the flexibility that the commission wants to have, such regulation could become effective sometime in 1988.

Anticipated Impact: This proposal will not bring about any major changes to the current commission's overpayment recovery policy. The adoption of such a regulation will enable the commission to base its overpayment recovery policy on subsection 49(3) of the Act.

Statutory Authority: Unemployment Insurance Act, R.S.C. 1970-71-72, c.48, subsection 49(3).

Expected Date of Prepublication: Fall of 1988.

Contact: Roger Laporte, Senior Policy Advisor, Insurance, Employment and Immigration Canada, Place du Portage, Phase IV, 11th Floor, Ottawa, Ontario, K1A 0J9. Tel.: (819) 997-8626.

212-EIC

**UNEMPLOYMENT INSURANCE ORDERS: 1989
PREMIUM RATES**

The Canada Employment and Immigration Commission is required to fix the annual premium rates with the concurrence of the Department of Finance and subject to the approval of the Governor In Council. This is normally done by way of an order.

Anticipated Impact: This order would stipulate what the applicable premium rates would be for 1989.

Statutory Authority: Unemployment Insurance Act, R.S.C. 1970-71-72, c.48 section 62.

Expected Date of Publication: November, 1988.

Contact: B. Larose, Chief Actuary, Insurance, Employment and Immigration Canada, Place du Portage, Phase IV, 11th Floor, Ottawa, Ontario, K1A 0J9. Tel.: (819) 994-2731.

213-EIC

**UNEMPLOYMENT INSURANCE REGULATIONS:
WAIVING THE WAITING PERIOD**

Presently, waiving of the two week waiting period is possible only for interruptions of earnings involving the payment of sick leave pay. Amendments to subsection 47(8) and consequential amendments would take into account other monies such as maternity and adoption leave pay, group sickness or disability wage-loss insurance payments and temporary total workers' compensation. They would also rectify certain anomalies in the regulations dealing with when an interruption of earnings occurs and with the treatment of earnings in the waiting period.

Anticipated Impact: The cost would be about \$5 million if the waiving conditions are extended. The savings would be about 5 to 10 million dollars if waiving is revoked.

Statutory Authority: Unemployment Insurance Act, R.S.C. 1970-71-72, c.48, subsection 26(1) and paragraphs 58(b) and (r).

Expected Date of Prepublication: Winter of 1988.

Contact: Guy Grenon, Senior Policy Advisor, Insurance, Employment and Immigration Canada, Place du Portage, Phase IV, 11th Floor, Ottawa, Ontario, K1A 0J9. Tel.: (819) 997-8625.

214-EIC

**UNEMPLOYMENT INSURANCE REGULATIONS:
SUPPLEMENTAL UNEMPLOYMENT BENEFIT**

Currently, 57(3) (d) stipulates that monies paid to a claimant from an employer through a Supplemental Unemployment Benefit (SUB) plan, approved by the commission for this purpose, are not to be considered earnings for benefit purposes. However, the paragraph fails to identify what constitutes an approved SUB plan. The proposed inclusion in section 57 of a definition of a SUB plan and the criteria that would be used to determine whether a plan is a SUB plan for the purpose of the Commission, would provide the commission with the authority to administer the program. The program will undergo a change from the current submission for approval process to a system whereby the commission will decide whether or not a plan falls under the regulatory definition of a SUB plan.

Anticipated Impact: There would be no financial impact. The amendment will have little effect on employers who maintain SUB plans or on those who benefit from such plans. However, the amendment will remove the possibility of regulation 57(3) (d) being declared *ultravires*.

Statutory Authority: Unemployment Insurance Act, R.S.C. 1970-71-72, c.48, paragraphs 58(q) and (r).

Expected Date of Prepublication: Winter of 1988.

Contact: Pat Beamish, Coverage, Employment and Immigration Canada, Place du Portage, Phase IV, 11th Floor, Ottawa, Ontario, K1A 0J9. Tel.: (819) 994-4977.

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Roles and Responsibilities

The Department of Energy, Mines and Resources was established in 1966 by the Government Organization Act. Since 1966, the department has experienced several internal reorganizations, most particularly in the Energy Sector. The overall objective of the department, however, remains basically the same: "to enhance the discovery, development and use of the country's mineral and energy resources and to broaden our knowledge of Canada's landmass for the benefit of all Canadians." To fulfill this objective, the department is organized under three programs: 1) Energy, 2) Minerals and Earth Sciences, and 3) Administration.

The Energy Program has five fundamental objectives: 1) economic growth through development of energy resources, 2) energy security and self-sufficiency, 3) enhanced Canadian participation, 4) fair treatment and 5) a stable planning environment.

The Minerals and Earth Sciences Program is responsible for developing mineral policies and strategies, and for providing timely earth science information, technology and expertise relative to Canada's landmass and its mineral and energy resources.

The Department of Energy, Mines and Resources administers several statutes. It shares the administration of some of these statutes with other departments. The regulations that have been promulgated pursuant to many of these statutes govern activities ranging from offshore drilling operations to the examinations which must be passed by candidates seeking to become Canada Land Surveyors.

Legislative Mandate

The following Acts are administered by the Department of Energy, Mines and Resources:

- Arctic Waters Pollution Prevention Act
- Atomic Energy Control Act
- Canadian Home Insulation Program Act
- Canada Lands Surveys Act
- Canada-Newfoundland Atlantic Accord Implementation Act
- Canada-Nova Scotia Oil and Gas Agreement Act
- Canada Petroleum Resources Act
- Canadian Exploration and Development Incentive Program Act
- Canadian Ownership and Control Determination Act
- Cooperative Energy Act
- Department of Energy, Mines and Resources Act
- Energy Administration Act
- Energy Monitoring Act
- Energy Supplies Emergency Act, 1979
- Explosives Act
- Home Insulation (Nova Scotia and Prince Edward Island) Program Act
- International Boundary Commission Act
- Motor Vehicle Fuel Consumption Standards Act
- National Energy Board Act

- Nuclear Liability Act
- Oil and Gas Production and Conservation Act
- Oil Substitution and Conservation Act
- Petro-Canada Act
- Petroleum Incentives Program Act
- Provincial Boundaries Acts
- Resources and Technical Surveys Acts

215-EMR

THE CANADA LANDS SURVEYS EXAMINATION REGULATIONS

Canada Lands, in general terms, comprise the Northwest Territories and the Yukon Territory, National Parks, Indian Reserves and the land lying under the Offshore Areas of Canada. In total, the area of these lands is greater than the rest of the total land mass of Canada. A unique type of surveying expertise is required to survey these lands. It is the responsibility of the Board of Examiners for Canada Lands Surveyors to grant commissions as Canada Lands Surveyors to candidates who demonstrate they have the required expertise to survey Canada Lands. In so doing the board maintains a syllabus of examinations and the requirements for training and experience are contained in the Canada Lands Surveys Examination Regulations. From time to time, it is necessary to revise the requirements to become a Canada Lands Surveyor to reflect changing needs and technologies. The last major change was made in 1979. It is now necessary to make further major changes in the syllabus of examinations to ensure that upcoming surveys connected with native land claims are done effectively and efficiently. These surveys will cost up to 10 million dollars a year over the next decade.

Anticipated Impact: The desired impact of these changes is to increase the expertise of future Canada Lands Surveyors. There will also be a "grandfathering" provision which will enable present provincial land surveyors to upgrade their expertise to survey Canada Lands. It is hoped the "grandfathering" provision will effectively increase the number of Canada Lands Surveyors to approximately 1,000.

Statutory Authority: The Canada Lands Surveys Act, R.S.C. 1970, c. L-5, s. 6(3).

Expected Date of Prepublication: It is anticipated that revised regulations will be published in time to be effective for the February, 1989, Canada Lands Surveyor examinations.

Contact: Mr. Robert O. Semper, Secretary, Board of Examiners for Canada Lands Surveyors, Department of Energy, Mines and Resources, Room 552, 615 Booth Street, Ottawa, Ontario, K1A 0E9. Tel.: (613) 995-4368.

216-EMR

OFFSHORE MINING REGULATIONS

There has been increasing interest in developing offshore minerals such as sand and gravel and placer gold in recent years. However, existing regulations were not designed for the offshore and an unattractive investment climate has been the result. EMR is seeking provincial and industry input to a framework paper that outlines a possible regulatory system that would apply to all offshore areas, whether federal or provincial. Legislation will be required which might include management and administration organization, mineral rights disposition, mining royalties, and fisheries and environmental protection.

Anticipated Impact: The uncertainty as to who controls the offshore, and thus the uncertainty respecting the security of investments and property rights, would be removed and at least some of the several hundred applications for exploitation of offshore non-fuel minerals could proceed.

Statutory Authority: Legislation required.

Expected Date of Prepublication: First quarter, 1988.

Contact: R.J. Shank, Mineral Policy Sector, Energy, Mines and Resources, 580 Booth Street, Ottawa, Ontario, K1A 0E4. Tel.: (613) 995-9466, Ext. 351.

217-EMR

THE EXPLOSIVES ACT: REGULATIONS FOR INCREASED PROPELLANT IMPORTATION WITHOUT PERMIT

Current regulations allow the importation of two kilograms of smokeless powder and black powder for small arms ammunition for private use (and not for sale) without the requirement of an explosives importation permit. Following some discussions with hobbyists, consideration is being given to increasing this quantity.

Anticipated Impact: There will be no significant impact on public hazard. Many importers of small quantities of propellant for private use will be relieved of having to fill out forms and paying the fee associated with an import permit.

Statutory Authority: Explosives Act, R.S.C. 1970, c. E-15, s. 4.

Expected Date of Prepublication: First quarter of 1988.

Contact: R. Shaw, Chief Inspector of Explosives, Energy, Mines and Resources 580 Booth Street, Ottawa, Ontario, K1A 0E9. Tel.: (613) 993-7211.

218-EMR

THE EXPLOSIVES ACT: REGULATIONS ON CLASSIFICATION FOR TRANSPORT

The system of classifying explosives for regulation under the Explosives Act is an old system based in part on the chemical nature of the explosives. The United Nations has recommended a system for classifying explosives packaged for shipment. The UN system often correlates better with hazard than does the old system. NATO and the Canadian Forces have adopted the UN system for storage. Further, the Transportation of Dangerous Goods Regulations have been written around the new system. It is proposed to introduce the new system into the Explosives Regulations as a supplement to the old.

Anticipated Impact: The better correlation of the UN system with hazard, as compared with the current system in the explosives regulations, will lead to simplification in rule-making and will also simplify explanations to the explosives industry about storage requirements.

Statutory Authority: Explosives Act, R.S.C. 1970, c. E-15, s. 4.

Expected Date of Prepublication: Second quarter of 1988.

Contact: R. Shaw, Chief Inspector of Explosives, Energy, Mines and Resources, 580 Booth Street, Ottawa, Ontario, K1A 0E9. Tel.: (613) 993-7211.

219-EMR

THE EXPLOSIVES ACT: REGULATIONS ON THE SIZE OF DYNAMITE TRUCKLOADS

Currently all explosives may be transported by road in Canada in loads up to 20,000 kilograms except nitro-glycerine dynamites and detonators. Discussions are being held with industry about increasing allowable Canadian loads of dynamite from the existing 5,000 kilograms to 20,000 kilograms. As a result of these discussions, proposals to change existing regulations may be recommended.

Anticipated Impact: The most important impact to be considered is that of safety. Accident records suggest that a change to larger loads will not increase hazard to the public and it is on this basis that consideration is being given to 20,000 kilogram loads. If the allowable load limits are increased, there will be a significant cost impact: there will be savings of over \$1,000,000 a year in transportation costs. There will also be a shift in the balance of market advantage between producers and non-producers of dynamite.

Statutory Authority: The Explosives Act, R.S.C. 1970, c. E-15, s. 4.

Expected Date of Prepublication: Second quarter of 1988.

Contact: R. Shaw, Chief Inspector of Explosives, 580 Booth Street, Ottawa, Ontario, K1A 0E9. Tel.: (613) 993-7211.

220-EMR

THE EXPLOSIVES ACT: MODERNIZATION OF FORMS FOR LICENCES AND PERMITS

As part of modernization of office procedures, formats for licences and permits and applications for licences and permits, designed in 1920, will be revised to reflect changes in procedures and modern office equipment. Since the forms were originally designated as part of the Explosives Regulations, the proposed changes will require amendments to the regulations.

Anticipated Impact: The proposed changes will reduce the number of forms and simplify them and thus facilitate their public understanding and decrease the time for their completion by the Explosives Branch.

Statutory Authority: Explosives Act, R.S.C. 1970, c. E-15, s. 4.

Expected Date of Prepublication: Last quarter of 1988.

Contact: R. Shaw, Chief Inspector of Explosives, Energy, Mines and Resources, 580 Booth Street, Ottawa, Ontario, K1A 0E9. Tel.: (613) 993-7211.

221-EMR

AMMONIUM NITRATE FUEL OIL ORDER: REVISION

The present Ammonium Nitrate and Fuel Oil Order C.R.C., c. 598 restricts the mixing of ammonium nitrate and fuel oil to open pit mines and quarries. Since the mixture, ANFO, is a cheap effective explosive which can be mixed safely at other work sites, it is proposed that the range of users of ANFO be extended either within the order or, if that is impractical, by a change in regulations.

Anticipated Impact: The impact will be to lower the costs of operations for many companies to the benefit of the economy. There will be an adverse impact on the distributors of explosives who sell factory-mixed ANFO as they will have a reduced market.

Statutory Authority: Explosives Act, R.S.C. 1970, c. E-15, ss. 4 and 8.

Expected Date of Prepublication: Third quarter of 1988.

Contact: R. Shaw, Chief Inspector of Explosives, Energy, Mines and Resources, 580 Booth Street, Ottawa, Ontario, K1A 0E9. Tel.: (613) 993-7211.

222-EMR

AIRBORNE REMOTE SENSING SERVICES FEES ORDER, 1988

The Canada Centre for Remote Sensing of Energy, Mines and Resources receives airborne data and processes it into digital computer form. The amount of data to be collected is much reduced over previous years and much of it will be processed and delivered to Canadian clients without charge through major joint cooperative projects. Canadian Remote Sensing Companies, who have collected airborne data on a commercial basis, also request these products for delivery to their clients. This information is offered to the public at prices prescribed in a ministerial order. The proposed ministerial order will change the price list, revising some items, removing others, and increasing most fees.

Anticipated Impact: The cost of the products is generally the small fraction of the total data collection and interpretation costs. Thus the impact of a five percent increase on the commercial clients is negligible.

Statutory Authority: Financial Administration Act, p. 13(b), and SI/82-85.

Expected Date of Prepublication: Exemption from pre-publication will be requested, given that the users have been notified of this routine update of a tariff of fees already in place and quick enactment is desirable as it is a revenue item.

Contact: C. Bouvier, A/Financial Comptroller, Canada Centre for Remote Sensing, Energy, Mines and Resources, 2464 Sheffield Road, Ottawa, Ontario, K1A 0Y7. Tel.: (613) 952-0807.

223-EMR

NATIONAL ENERGY BOARD ACT AND REGULATIONS CONCERNING ELECTRICITY EXPORTS AND POWER LINES

The Government of Canada's regulatory reform initiative, announced on 6 March 1986, required a review of energy export regulations with a view to streamlining and shortening the review process. The Minister of Energy, Mines and Resources instructed the National Energy Board (NEB) to conduct a public inquiry into regulation of electricity exports, and interprovincial and international power lines. The report of the NEB inquiry panel, "The Regulation of Electricity Exports", setting out options for changes in the regulatory process, was released on 16 July 1987. Specific changes in the regulation of electricity exports and power lines will follow consultations with provincial governments and approval by the federal Cabinet. The regulatory changes are expected to take effect in 1988.

Anticipated Impact: It is expected that the impact of amendments to the act and regulations will be to reduce the cost and time required for regulatory approvals.

There will also be a reduction in the overlap of federal and provincial regulation. More specific impacts will depend upon the particular regulatory changes implemented.

Statutory Authority: National Energy Board Act, R.S.C. N-6, Amended by cc. 10, 27, 44(1st supp.); c.10(2nd supp.); 1973-74, c. 52; 1974-75-76, c. 33; 1977-78, c. 20; 1978-79, c. 9; 1980-81-82-83, c. 80, 84, 116.

Expected Date of Prepublication: Second quarter, 1988.

Contact: David Burpee, Director, Electrical Energy Policy, Energy Commodities Sector, Energy, Mines and Resources, 460 O'Connor Street, Ottawa, Ontario, K1A 0E4. Tel.: (613) 995-1118.

224-EMR

PETROLEUM INCENTIVES PROGRAM REGULATIONS AMENDMENTS

The Petroleum Incentives Program (PIP) provided cash incentives of up to 80% of a qualified applicant's eligible oil and gas exploration or development expenses. PIP was effectively terminated on April 1, 1986, and regulations (the "grandfathering" rules) put into place to ensure an orderly wind-down with the understanding that the government would continue to pay incentives for existing drilling commitments. The grandfathering rules are extremely complex and, at times, rigid. It is anticipated that further amendments may have to be made for the wind-down period (ending December 31, 1987) both to ensure that no abuses take place, and to ensure that applicants are treated fairly under the complex rules.

Anticipated Impact: It is not anticipated that these amendments will have any financial impact. The proposed amendments will ensure that PIP is terminated in an equitable manner and without abuses during the wind-down period.

Statutory Authority: The Petroleum Incentives Program Act, S.C. 1980-81-82-83, c. 107, Part 1.

Expected Date of Prepublication: Unknown.

Contact: Mr. H. Laureys, Director General of Policy, Petroleum Incentives Program, Department of Energy, Mines and Resources, 460 O'Connor St., 9th floor, Ottawa, Ontario, K1A 0E4. Telephone (613) 996-2611.

225-EMR

CANADIAN EXPLORATION AND DEVELOPMENT INCENTIVE PROGRAM REGULATIONS AMENDMENTS

The Canadian Exploration and Development Incentive Program (CEDIP) Regulations provide for the payment of

an incentive equaling one third of an applicant's eligible oil and gas exploration or development expenses. The maximum limit to eligible expenses per applicant, or person associated with the applicant, is \$10 million per year. Since these are new regulations, it is anticipated that the proposed amendments will be required to refine areas of eligibility, to ensure that the annual limits are not circumvented and to correct technical problems with the regulations.

Anticipated Impact: The CEDIP has an annual budget of \$350 million for the payment of incentives. Aside from the purely technical amendments, the anticipated impact of substantive amendments would be to ensure that the program remains within budget.

Statutory Authority: The Canadian Exploration and Development Incentive Program Act, S.C. 1987, c. 18.

Expected Date of Prepublication: Unknown.

Contact: Mr. H. Laureys, Director General of Policy, Petroleum Incentives Program, Energy, Mines and Resources, 460 O'Connor St., 9th floor, Ottawa, Ontario, K1A 0E4. Tel.: (613) 996-2611.

226-EMR

ENERGY SUPPLIES ALLOCATION BOARD EXEMPTION ORDER NO. 11

Representatives from industry meet on the Petroleum Industry Advisory Committee in order to advise the Energy Supplies Allocation Board on a response and implementation strategy in the event of a national petroleum emergency. During the planning stages to date, no work on the committee has arisen that would lessen competition. This proposed exemption order is made annually, however, because of this risk, if a national petroleum emergency were to arise. The listed companies want protection from the application of the Competition Act.

Anticipated Impact: There are no costs related to the order. The effectiveness of consultation with the industry is enhanced. All 21 companies involved have requested to be included in the order.

Statutory Authority: Energy Supplies Emergency Act, 1979, section 23.

Expected Date of Prepublication: Third quarter 1988.

Contact: B. Shackleton, Secretary, Energy Supplies Allocation Board, Energy, Mines and Resources, 580 Booth Street, Ottawa, Ontario, K1A 0E4. Tel.: (613) 995-2500.

227-EMR

**ENERGY MONITORING REGULATIONS:
ANNUAL 1987 AMENDMENT**

Proposed amendments are necessary to promulgate the Monitoring Survey Questionnaire for the Annual 1987 Petroleum Monitoring Survey. The information gathered with the questionnaire permit the agency to fulfil its statutory duties to monitor and analyze developments related to the petroleum industry such as production costs, profitability, investments and industry structure, in order to provide relevant information to the public policy-making process, for private sector decision-making, and to inform the public of the financial and economic performance of the industry. Twice yearly, reflecting the first half and full year reporting periods specified by the Energy Monitoring Regulations (SOR/83-172), proposed amendments to those regulations are made following assessments of the data requirements of government and industry and changes in the regulatory and fiscal environment.

Anticipated Impact: Although the precise content of the amendment is not known, the proposed amendments generally affect the manner of presentation or the content of either the income statement or the corporate balance sheet. The agency would expect amendments to simplify data requirements and reduce paper burden.

Statutory Authority: Energy Monitoring Act, S.C. 1980-81-82-83, c. 112.

Expected Date of Prepublication: Second quarter, 1988.

Contact: George A. Reinecke, Director, Petroleum Monitoring Agency, Energy, Mines and Resources, 580 Booth Street, Ottawa, Ontario, K1A 0E4. Tel.: (613) 996-4444.

228-EMR

**ENERGY MONITORING REGULATIONS: FIRST
HALF 1988 AMENDMENT**

Proposed amendments are necessary to promulgate the Monitoring Survey Questionnaire for the First Half 1988 Petroleum Monitoring Survey. The information gathered with the questionnaire permit the agency to fulfil its statutory duties to monitor and analyze developments related to the petroleum industry such as production costs, profitability, investments and industry structure, in order to provide relevant information to the public policy-making process, for private sector decision-making, and to inform the public of the financial and economic performance of the industry. Twice yearly, reflecting the first half and full year reporting periods specified by the Energy Monitoring Regulations (SOR/83-172), proposed amendments to those regulations are made following assessments of the data requirements of government and industry and changes in the regulatory and fiscal environment.

Anticipated Impact: Although the precise content of the amendment is not known, the proposed amendments generally affect the manner of presentation or the content of the income statement, the corporate balance sheet or the income tax related information. The agency would expect amendments to simplify data requirements and reduce paper burden.

Statutory Authority: Energy Monitoring Act, S.C. 1980-81-82-83, c. 112.

Expected Date of Prepublication: Third quarter, 1988.

Contact: George A. Reinecke, Director, Petroleum Monitoring Agency, Energy, Mines and Resources, 580 Booth Street, Ottawa, Ontario, K1A 0E4. Tel.: (613) 996-4444.

229-EMR

**AMENDMENTS TO THE CANADA OIL AND GAS
DRILLING REGULATIONS**

The existing Canada Oil and Gas Drilling Regulations were last amended in 1979. The regulations prescribe the manner and content of the applications for drilling authorizations and generally concern the safety and inspection of drilling operations including prescribing minimum acceptable standards for the methods and equipment used in drilling operations. As a result of the proclamation of a number of statutes, notably the Constitution Act, 1982, which contains the Canadian Charter of Rights and Freedoms, the Joint Senate and House Committee on Regulations and Statutory Instruments recommended a number of amendments to the regulations. The amendments will take place in two stages. The initial amendments will address the concerns raised by the Joint Senate and House Committee; subsequent technical amendments will address means of updating design specifications to meet today's requirements as a result of technological advances and will replace said design specifications, where appropriate, with performance standards.

Anticipated Impact: In accordance with the policy of the Department, the petroleum industry, through the Canadian Petroleum Association and the Independent Petroleum Association of Canada, will be actively involved in reviewing and formulating the technical criteria contained in the regulations. Thus, promulgation of amendments to the regulations will have a positive effect on the petroleum industry in that the regulatory regime will be flexible enough to keep in step with technological advances as they arise but still maintain the necessary performance standards.

Statutory Authority: Oil and Gas Production and Conservation Act, R.S.C. 1970, c.0-4 as amended by R.S.C. 1970, c.30 (1st Supp.), S.C. 1976-77, c.55, S.C. 1980-81-82-83, c.81 and S.C. 1986, c.45.

Expected Date of Prepublication: First quarter of 1988.

Contact: D.A. Dempster, Director General, Engineering Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

230-EMR

NEWFOUNDLAND OFFSHORE AREA OIL AND GAS DRILLING REGULATIONS

As the Canada-Newfoundland Atlantic Accord Implementation Act has suspended the Oil and Gas Production and Conservation Act in the Newfoundland offshore area, the Canada Oil and Gas Drilling Regulations have become inapplicable. The proposed regulations prescribe the manner and content of the applications for drilling authorizations and generally concern the safety and inspection of drilling operations including prescribing minimum acceptable standards for the methods and equipment used in drilling operations.

Anticipated Impact: As these proposed regulations are identical to the existing Canada Oil and Gas Drilling Regulations which the industry has been complying with since 1978, with variations as required by the enabling legislation, there will be no impact on the petroleum industry.

Statutory Authority: Canada-Newfoundland Atlantic Accord Implementation Act, S.C. 1987, c.3.

Expected Date of Prepublication: Second quarter of 1988.

Contact: D.A. Dempster, Director General, Engineering Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

231-EMR

AMENDMENTS TO THE CANADA OIL AND GAS OPERATIONS REGULATIONS

The Canada Oil and Gas Operations Regulations, promulgated in 1983, prescribe the criteria and manner of applying for an operating licence and prescribe the forms for the numerous applications for authorizations for works or activities as required under the Oil and Gas Production and Conservation Act (OGPCA). With the recent amendment to the OGPCA permitting the minister to prescribe forms for applications rather than having them prescribed by regulations, it is necessary to amend the regulations to repeal the provisions in respect of the forms.

Anticipated Impact: The proposed regulations will be a benefit to the regulator as administrative procedures will be simplified. The amendments involve no cost to either the regulator or the petroleum industry.

Statutory Authority: Oil and Gas Production and Conservation Act, R.S.C. 1970, c.0-4 as amended by R.S.C. 1970, c.30 (1st Supp.), S.C. 1976-77, c.55, S.C. 1980-81-82-83, c.81 and S.C. 1986, c.45.

Expected Date of Prepublication: First quarter of 1988.

Contact: D.A. Dempster, Director General, Engineering Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

232-EMR

NEWFOUNDLAND OFFSHORE AREA OIL AND GAS OPERATIONS REGULATIONS

The proposed regulations prescribe the criteria and manner of applying for operating licences and for reporting spills. These proposals will reflect the proposed amendments to the Canada Oil and Gas Operations Regulations.

Anticipated Impact: As these proposed regulations in the Newfoundland Offshore area will be similar to the existing Canada Oil and Gas Operations Regulations which the petroleum industry has been utilizing since 1983, there will be no incremental impact on industry.

Statutory Authority: Canada-Newfoundland Atlantic Accord Implementation Act, S.C. 1987, c.3.

Expected Date of Prepublication: Fourth quarter of 1987.

Contact: D.A. Dempster, Director General, Engineering Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

233-EMR

CANADA OIL AND GAS PRODUCTION AND CONSERVATION REGULATIONS

The Oil and Gas Production and Conservation Act provides for the making of regulations respecting safety, conservation practices and the prevention of pollution in operations undertaken for the production of oil and gas. The proposed regulations will provide specifically for the authorization, regulation and the safety of production operations on Frontier Lands.

Anticipated Impact: The proposed regulations will formalize existing practices. The oil and gas industry is familiar with the draft regulations and has been complying with them as though they were already in force. Thus, the actual promulgation of the proposed regulations is not anticipated to have any impact on the petroleum industry.

Statutory Authority: Oil and Gas Production and Conservation Act, R.S.C. 1970, c.0-4 as amended by R.S.C.

1970, c.30 (1st Supp.), S.C. 1976-77, c.55, S.C. 1980-81-82-83, C.81 and s.c. 1986, c.45.

Expected Date of Prepublication: Second quarter of 1988.

Contact: D.A. Dempster, Director General, Engineering Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel: (613) 993-3760.

234-EMR

NEWFOUNDLAND OFFSHORE AREA OIL AND GAS PRODUCTION AND CONSERVATION REGULATIONS

The Canada-Newfoundland Atlantic Accord Implementation Act provides for the making of regulations respecting safety, conservation practices and the prevention of pollution in operations undertaken for the production of oil and gas. The proposed regulations will provide specifically for the authorization, regulation and the safety of production operations in the Newfoundland offshore area.

Anticipated Impact: With minor variations to reflect the different legislative authority, the proposed regulations are identical in technical standards and criteria to the Canada Oil and Gas Production and Conservation Regulations. The petroleum industry is familiar with the draft regulations and has been complying with them as if they were already in force. Thus, the actual promulgation of the proposed regulations applicable to the Newfoundland offshore area is not anticipated to have any impact on the petroleum industry.

Statutory Authority: The Canada-Newfoundland Atlantic Accord Implementation Act, S.C. 1987, c.3.

Expected Date of Prepublication: Second quarter of 1988.

Contact: D.A. Dempster, Director General, Engineering Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

235-EMR

CANADA OIL AND GAS PRODUCTION INSTALLATION REGULATIONS

The Oil and Gas Production and Conservation Act provides for the making of regulations prescribing minimum acceptable standards for the construction, alteration or use of works, machinery and plants used in the development and production of oil and gas, in addition to allowing for regulation of the safety aspects of oil and gas activity. The proposed regulations will establish

performance criteria for the various components of the superstructure to ensure that production operations will be carried out in as safe an environment as possible.

Anticipated Impact: The industry already adheres to the design and operating principles set out in the proposed regulations. With the exception of certain provisions imposing more rigorous standards due to the exceptional environmental conditions found in the Canadian offshore, by and large the performance standards contained in the proposed regulations are similar to those adopted by most offshore oil-producing countries and with which the industry is already familiar.

Statutory Authority: Oil and Gas Production and Conservation Act, R.S.C. 1970, c.0-4 as amended by R.S.C. 1970, c.30 (1st Supp.), S.C. 1976-77, c.55, S.C. 1980-81-82-83, c.81 and S.C. 1986, c.45.

Expected Date of Prepublication: Third quarter of 1988.

Contact: D.A. Dempster, Director General, Engineering Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

236-EMR

NEWFOUNDLAND OFFSHORE AREA OIL AND GAS PRODUCTION INSTALLATION REGULATIONS

The Canada-Newfoundland Atlantic Accord Implementation Act provides for the making of regulations prescribing minimum acceptable standards for the construction, alteration or use of works, machinery and plants used in the development and production of oil and gas, in addition to allowing for regulation of the safety aspects of oil and gas activity. The proposed regulations will establish performance criteria for the various components of the superstructure to ensure that production operations will be carried out in as safe an environment as possible.

Anticipated Impact: The proposed regulations will be, to the extent the enabling legislation permits, identical to the Canada Oil and Gas Production Installation Regulations. The industry already adheres to the design and operating principles set out in the draft Canada Oil and Gas Production Installation Regulations. With the exception of certain provisions imposing more rigorous standards due to the exceptional environmental conditions found in the Newfoundland offshore, by and large the performance standards contained in the regulations are similar to those adopted by most offshore oil-producing countries and with which the industry is already familiar.

Statutory Authority: Canada-Newfoundland Atlantic Accord Implementation Act, S.C. 1987, c.3.

Expected Date of Prepublication: Third quarter of 1988.

Contact: D.A. Dempster, Director General, Engineering Branch, Canada Oil and Gas Lands Administration, 355

River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

237-EMR

CANADA OIL AND GAS CERTIFICATE OF FITNESS REGULATIONS

The Oil and Gas Production and Conservation Act authorizes the making of regulations which prescribe minimum acceptable standards for the construction, alteration or use of any equipment, works, plants and appliances. In order to ensure that these standards are met by the industry, particularly in relation to major installations and structures, an independent third party known as a certifying authority will be required to confirm to the regulator that the installation has been designed, constructed and installed in accordance with the applicable regulations and is fit for the purpose for which it is intended. This confirmation will be in the form of a Certificate of Fitness issued by the certifying authority. The proposed Certificate of Fitness regulations will prescribe the necessary qualifications for a company to be acceptable to the regulator for the purposes of issuing such certificates and the criteria pursuant to which the certificates will be acceptable to the regulator.

Anticipated Impact: Certificates of Fitness have long been recognized and required internationally and are thus not new to the petroleum industry. However, the requirement for Certificates of Fitness in Canada will impose an additional financial burden on the industry as it is the proponent's responsibility to obtain and pay for the certificate.

Statutory Authority: Oil and Gas Production and Conservation Act, R.S.C. 1970, c.0-4 as amended by R.S.C. 1970, c.30 (1st Supp.), S.C. 1976-77, c.55, S.C. 1980-81-82-83, c.81 and S.C. 1986, c.45.

Expected Date of Prepublication: Third quarter of 1988.

Contact: D.A. Dempster, Director General, Engineering Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

238-EMR

NEWFOUNDLAND OFFSHORE AREA OIL AND GAS CERTIFICATE OF FITNESS REGULATIONS

The Canada-Newfoundland Atlantic Accord Implementation Act authorizes the making of regulations which prescribe minimum acceptable standards for the construction, alteration or use of any equipment, works, plants and appliances. In order to ensure that these standards have been met by the industry, particularly in relation to major installations and structures, an independent third party known as a certifying authority will be required to confirm to the regulator that the installation has been de-

signed, constructed and installed in accordance with the applicable regulations and is fit for the purpose for which it is intended. This confirmation will be in the form of a Certificate of Fitness issued by the certifying authority. The proposed Certificate of Fitness regulations will prescribe the necessary qualifications for a company to be acceptable to the regulator for the purposes of issuing such certificates and the criteria pursuant to which the certificates will be acceptable to the regulator.

Anticipated Impact: Certificates of Fitness have long been recognized and required internationally and are thus not new to the petroleum industry. However, the requirement for Certificates of Fitness will impose an additional financial burden on the industry as it is the proponent's responsibility to obtain and pay for the certificate.

Statutory Authority: Canada-Newfoundland Atlantic Accord Implementation Act, S.C. 1987, c.3.

Expected Date of Prepublication: Third quarter of 1988.

Contact: D.A. Dempster, Director General, Engineering Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

239-EMR

CANADA OIL AND GAS DIVING REGULATIONS

The Oil and Gas Production and Conservation Act provides for the making of regulations concerning the safety and inspection of all operations conducted in connection with the exploration for, the drilling for and the production of oil and gas. At present, diving operations are governed by provisions contained in the Drilling Regulations. It was decided that due to the increase in diving operations in exploration activities for oil and gas a much more comprehensive regulatory system was necessary to ensure the safety of individuals engaged in such diving operations.

Anticipated Impact: It is anticipated that the proposed regulations will encourage the establishment of Canadian divers training facilities to certify that divers are trained to the standards established in the regulations. The proposed regulations will formalize existing practices. The oil and gas industry is familiar with the draft regulations and has been complying with them as though they were already in force. Thus, the actual promulgation of the proposed regulations is not anticipated to have any impact on the petroleum industry.

Statutory Authority: Oil and Gas Production and Conservation Act, R.S.C. 1970, c.0-4 as amended by R.S.C. 1970, c.30 (1st Supp.), S.C. 1976-77, c.55, S.C. 1980-81-82-83, c.81 and S.C. 1986, c.45.

Expected Date of Prepublication: First quarter of 1988.

Contact: D.A. Dempster, Director General, Engineering Branch, Canada Oil and Gas Lands Administration, 355

River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

240-EMR

NEWFOUNDLAND OFFSHORE AREA OIL AND GAS DIVING REGULATIONS

The Canada-Newfoundland Atlantic Accord Implementation Act provides for the making of regulations concerning the safety and inspection of all operations, including diving, conducted in connection with the exploration for, the drilling for and the production of oil and gas. The proposed regulations, which will be identical to the Canada Oil and Gas Diving Regulations in respect of technical standards and criteria, will establish a comprehensive regulatory regime necessary to ensure the safety of individuals engaged in diving operations in the Newfoundland offshore area.

Anticipated Impact: It is anticipated that the proposed regulations will encourage the establishment of Canadian divers training facilities to certify that divers are trained to the standards established in the regulations. The proposed regulations will formalize existing practices. The oil and gas industry is familiar with the draft regulations and has been complying with them as though they were already in force. Thus, the actual promulgation of the proposed regulations is not anticipated to have any impact on the petroleum industry.

Statutory Authority: Canada-Newfoundland Atlantic Accord Implementation Act, S.C. 1987, c.3.

Expected Date of Prepublication: Third quarter of 1987.

Contact: D.A. Dempster, Director General, Engineering Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

241-EMR

NEWFOUNDLAND OFFSHORE AREA OIL AND GAS SAFETY AND HEALTH REGULATIONS

The Canada-Newfoundland Atlantic Accord Implementation Act excludes the application of Part IV of the Canada Labour Code. It is necessary to develop a separate set of regulations in respect of the safety and inspection of all petroleum operations in the Newfoundland offshore area, similar to the Oil and Gas Occupational Safety and Health (OSH) Regulations promulgated under the authority of Part IV of the Canada Labour Code.

Anticipated Impact: The proposed regulations will be as similar as legislatively possible to the Oil and Gas OSH Regulations under the Canada Labour Code to ensure consistency in safety standards in all petroleum operations across Canada. Both the Canadian Petroleum Association and the Independent Petroleum Association of

Canada were actively involved in the drafting and review of the Labour Code Oil and Gas OSH Regulations. Thus, the promulgation of these regulations in the Newfoundland offshore area will have no additional impact on the industry.

Statutory Authority: Canada-Newfoundland Atlantic Accord Implementation Act, S.C. 1987, c.3.

Expected Date of Prepublication: Second quarter of 1988.

Contact: D.A. Dempster, Director General, Engineering Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

242-EMR

CANADA OIL AND GAS OFFSHORE PIPELINE REGULATIONS

The Oil and Gas Production and Conservation Act provides for the making of regulations with respect to the safety and inspection of all operations connected with exploration and drilling for and the production of oil and gas. The construction of offshore pipelines from the well to a central gathering point is a function of the production system and it is necessary to make regulations to govern the safety and inspection aspect of the construction and maintenance of offshore pipelines.

Anticipated Impact: As the proposed regulations address both environmental and human safety, they will obviously impact on these issues. However, as to date, there have been no offshore pipelines constructed in Canada, the proposed regulations will not impose any technological changes on the industry.

Statutory Authority: Oil and Gas Production and Conservation Act, R.S.C. 1970, c.0-4 as amended by R.S.C. 1970, c.30 (1st Supp.), S.C. 1976-77, c.55, S.C. 1980-81-82-83, c.81 and S.C. 1986, c.45.

Expected Date of Prepublication: Fourth quarter of 1988.

Contact: D.A. Dempster, Director General, Engineering Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

243-EMR

NEWFOUNDLAND OFFSHORE AREA OIL AND GAS PIPELINE REGULATIONS

The Canada-Newfoundland Atlantic Accord Implementation Act provides for the making of regulations with respect to the safety and inspection of all operations connected with exploration and drilling for and the production of oil and gas. The construction of offshore

pipelines from the well to a central gathering point is a function of the production system and it is necessary to make regulations to govern the safety and inspection aspect of the construction and maintenance of offshore pipelines.

Statutory Authority: Canada-Newfoundland Atlantic Accord Implementation Act, S.C. 1987, c.3.

Anticipated Impact: As the proposed regulations address both environmental and human safety, they will obviously impact on these issues. However, since to date there have been no offshore pipelines constructed in Canada, the proposed regulations will not impose any technological changes on the industry.

Expected Date of Prepublication: Fourth quarter of 1988.

Contact: D.A. Dempster, Director General, Engineering Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

244-EMR

CANADA OIL AND GAS ONSHORE PIPELINE REGULATIONS

The Oil and Gas Production and Conservation Act provides for the making of regulations respecting the operation, safety and inspection of all operations connected with the exploration and drilling for and the production of oil and gas. The construction of onshore pipelines from the well to a central gathering point is a function of the production system and it is necessary to make regulations governing operations, and safety and inspection aspects of the construction and maintenance of onshore pipelines.

Anticipated Impact: The technical requirements of the regulations are similar to those contained in the pipeline regulations under the National Energy Board Act. Accordingly, it is anticipated that the Canada Oil and Gas Onshore Pipeline Regulations will impose a minimal technological impact on pipeline companies and the petroleum industry.

Statutory Authority: Oil and Gas Production and Conservation Act, R.S.C. 1970, c.0-4 as amended by R.S.C. 1970, c.30 (1st Supp.), S.C. 1976-77, c.55, S.C. 1980-81-82-83, c.81 and S.C. 1986, c.45.

Expected Date of Prepublication: Fourth quarter of 1988.

Contact: D.A. Dempster, Director General, Engineering Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

245-EMR

CANADA OIL AND GAS GEOPHYSICAL REGULATIONS

The Oil and Gas Production and Conservation Act provides for the making of regulations respecting safety, conservation practices and the prevention of pollution in operations for the production of oil and gas. The proposed regulations will provide specifically for the authorization and regulation of geophysical operations and ensure the safety of those operations on Frontier Lands.

Anticipated Impact: The oil and gas industry has been operating with the draft regulations for a number of years. In addition, both the Canadian Petroleum Association and the Independent Petroleum Association of Canada were actively involved in the formulation of the technical criteria contained in the regulations. Accordingly, promulgation of the proposed regulations is not anticipated to have an impact on the petroleum industry.

Statutory Authority: Oil and Gas Production and Conservation Act, R.S.C. 1970, c.0-4 as amended by R.S.C. 1970, c.30 (1st Supp.), S.C. 1976-77, c.55, S.C. 1980-81-82-83, c.81 and S.C. 1986, c.45.

Expected Date of Prepublication: Second quarter of 1988.

Contact: G. Campbell, Director General, Resource Evaluation Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

246-EMR

NEWFOUNDLAND OFFSHORE AREA OIL AND GAS GEOPHYSICAL REGULATIONS

The Canada-Newfoundland Atlantic Accord Implementation Act provides for the making of regulations respecting safety, conservation practices and the prevention of pollution in operations for the production of oil and gas. The proposed regulations will provide specifically for the authorization and regulation of geophysical operations and ensure the safety of those operations in the Newfoundland offshore area.

Anticipated Impact: The oil and gas industry has been operating with the draft Canada Oil and Gas Geophysical regulations for a number of years. In addition, both the Canadian Petroleum Association and the Independent Petroleum Association of Canada were actively involved in the formulation of the technical criteria contained in these regulations. Accordingly, promulgation of the proposed regulations is not anticipated to have an impact on the petroleum industry.

Statutory Authority: Canada-Newfoundland Atlantic Accord Implementation Act, S.C. 1987, c.3.

Expected Date of Prepublication: Second quarter of 1988.

Contact: G. Campbell, Director General, Resource Evaluation Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

247-EMR

NEWFOUNDLAND OFFSHORE AREA OIL AND GAS SPILLS AND DEBRIS LIABILITY REGULATIONS

The Canada-Newfoundland Atlantic Accord Implementation Act (CNAAIA) imposes on an operator absolute liability, up to "an applicable limit", for any actual damages incurred as a result of a spill or debris in the area in which operations are being conducted. The "applicable limits" are to be prescribed by regulations. Any loss or damage in excess of the applicable limit is statutorily protected but must be proven in court, both as to cause and liability and as to amount. The proposed Canada-Newfoundland Oil and Gas Spills and Debris Liability Regulations prescribe the applicable limits of absolute liability for those areas to which the CNAAIA applies.

The Canada Oil and Gas Spills and Debris Liability Regulations prescribing limits of absolute liability for all frontier lands to which the OGPCA applies were promulgated and published in Part II of the *Canada Gazette* on June 24, 1987. The limits of liability were formulated to avoid an aggregation of liability under the Arctic Waters Pollution Prevention Act (AWPPA) and the OGPCA north of the 60th parallel and to reflect the various levels of environmental risk associated with different types of operations in the various geographical regions. Those portions of the regulations applicable to the Newfoundland offshore area have been retained in the Canada-Newfoundland Oil and Gas Spills and Debris Liability Regulations. The applicable limits of liability are: \$30M, per incident, offshore Newfoundland except \$40M, per incident, for those areas to which the AWPPA applies. To avoid the aggregation of liability the regulations set the limit as the difference between \$40 million and the amount prescribed under the AWPPA.

In the past the limits of absolute liability were established by ministerial directive and satisfied by petroleum operators providing financial securities to COGLA, and where applicable, the Canada-Newfoundland Offshore Petroleum Board, with loss payable jointly to the operator and the Crown.

Anticipated Impact: The petroleum industry has already been complying with a ministerial directive which sets the limit of the liability. Accordingly, the proposed regulations will have no new impact on the petroleum industry once they are proclaimed in force. The proposed limits of liability, and therefore the costs to industry, are based on extensive studies, available upon request, conducted for the Environmental Protection Branch of COGLA and on consultations with European countries which have an

offshore petroleum industry co-existing with a significant fishing industry.

Statutory Authority: Canada-Newfoundland Atlantic Accord Implementation Act, S.C. 1987, c.3.

Expected Date of Prepublication: First quarter of 1988.

Contact: V. Lafferty, Director General, Environmental Protection Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

248-EMR

CANADA OIL AND GAS REGISTRATION REGULATIONS

The Canada Petroleum Resources Act allows for the making of regulations respecting the registration and filing of documents in respect of petroleum interests including the registration of encumbrances. The proposed regulations will establish a registry system to permit the registration of transfers of ownership and encumbrances on title.

Anticipated Impact: The proposed regulations should promote a degree of confidence and security both within the petroleum industry and the financial institutions as both of these sectors will now be able to register their documents and receive the statutory protection afforded by such a system.

Statutory Authority: Canada Petroleum Resources Act, S.C. 1986, c.45.

Expected Date of Prepublication: First quarter of 1988.

Contact: W. Gallagher, Director General, Rights Management Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

249-EMR

NEWFOUNDLAND OFFSHORE AREA OIL AND GAS REGISTRATION REGULATIONS

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Statutory Authority: Canada-Newfoundland Atlantic Accord Implementation Act, S.C. 1987, c.3.

Expected Date of Prepublication: First quarter of 1988.

Contact: W. Gallagher, Director General, Rights Management Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

250-EMR

CANADA OIL AND GAS ROYALTY REGULATIONS

The Canada Petroleum Resources Act creates and imposes a royalty on all production licence holders on Frontier Lands. Both the royalty rate or rates and the period for which the royalty will be paid are to be prescribed by regulations. The proposed regulations will establish both the rates and the periods. The proposed regulations will incorporate a new profit-sensitive royalty structure similar to other royalty regimes applied to high cost projects in western Canada.

Anticipated Impact: The proposed royalty regime is designed to provide a fair return to the industry, after it recovers its up front costs, and the Government of Canada, as owner of the resource. It is also designed to stimulate investment in Canada's frontier areas, subject, of course, to realistic price escalations, thereby creating employment and business opportunities for northern residents.

Statutory Authority: Canada Petroleum Resources Act, S.C. 1986, c.45.

Expected Date of Prepublication: Third quarter of 1988.

Contact: R.W. Erdmann, Director General, Financial and Market Analysis Branch, Department of Energy, Mines and Resources, 580 Booth Street, Ottawa, Ontario, K1A 0E4. Tel.: (613) 995-9351.

251-EMR

CANADA OIL AND GAS LAND (SURVEY) REGULATIONS

The Canada Oil and Gas Land Regulations, as passed pursuant to the Territorial Lands Act and the Public Lands Grants Act, were prepared on the basis of the 1927 North American Datum. With the creation of a new satellite survey system, a more accurate method of surveying has been developed and the regulations are being amended to reflect this technological advance.

Anticipated Impact: The proposed amendments to the regulations were suggested by the Canadian Petroleum Association and the Independent Petroleum Association of Canada. The industry is in favour of the greater degree of accuracy which the new surveying method will provide.

Statutory Authority: Canada Petroleum Resources Act, S.C. 1986, c.45.

Expected Date of Prepublication: First quarter of 1988.

Contact: W. Gallagher, Director General, Rights Management Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

252-EMR

NEWFOUNDLAND OFFSHORE AREA OIL AND GAS LAND (SURVEY) REGULATIONS

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Anticipated Impact: The proposed amendments to the regulations were suggested by the Canadian Petroleum Association and the Independent Petroleum Association of Canada. The industry is in favour of the greater degree of accuracy which the new surveying method will provide.

Statutory Authority: Canada-Newfoundland Atlantic Accord Implementation Act, S.C. 1987, c.3.

Expected Date of Prepublication: First quarter of 1988.

Contact: W. Gallagher, Director General, Rights Management Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

253-EMR

CANADA OIL AND GAS ISSUANCE REGULATIONS

The Canada Petroleum Resources Act authorizes the making of either general or area specific regulations prescribing the terms, conditions and criteria to be specified in a call for bids to the petroleum industry for the exploration of hydrocarbons, the manner in which bids are to be submitted and the specifications of these requirements in the call.

Anticipated Impact: The petroleum industry has requested these regulations to assist them in long-term planning and industry's comments will be solicited throughout the regulations drafting process.

Statutory Authority: Canada Petroleum Resources Act, S.C. 1986, c.45.

Expected Date of Prepublication: Fourth quarter of 1988.

Contact: W. Gallagher, Director General, Rights Management Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

would simplify the administrative and paper burden on the petroleum industry.

Statutory Authority: Canada Petroleum Resources Act, S.C. 1986, c.45.

Expected Date of Prepublication: Fourth quarter of 1988.

Contact: D.R. Whelan, Director General, Policy Analysis and Co-ordination, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

254-EMR

NEWFOUNDLAND OFFSHORE AREA OIL AND GAS ISSUANCE REGULATIONS

The Canada-Newfoundland Atlantic Accord Implementation Act authorizes the making of either general or area specific regulations prescribing the terms, conditions and criteria to be specified in a call for bids, the manner in which bids are to be submitted and the specifications of these requirements in the call.

Anticipated Impact: The petroleum industry has requested these regulations to assist them in long-term planning. Industry comments will be solicited throughout the drafting process.

Statutory Authority: Canada-Newfoundland Atlantic Accord Implementation Act, S.C. 1987, c.3.

Expected Date of Prepublication: Fourth quarter of 1988.

Contact: W. Gallagher, Director General, Rights Management Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

255-EMR

CANADIAN OWNERSHIP RATE REGULATIONS

The Canada Petroleum Resources Act (C.P.R.A.) prohibits the issuance of a production licence to anyone having less than a 50% Canadian Ownership Rate (C.O.R.). The C.O.R. is required to be determined in accordance with either regulations prescribed under the C.P.R.A. or regulations prescribed under the Canadian Ownership and Control Determination (C.O.C.D.) Act. As the C.O.C.D. regulations are complex and, more particularly, not designed to deal with or address varying interest patterns in land holdings, the proposed regulations under the C.P.R.A. will be drafted to address these matters.

Anticipated Impact: In preliminary discussions with the petroleum industry, response to the proposal has been positive. It is expected that the proposed regulations

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Roles and Responsibilities

The Department of the Environment's statutory mandate is derived from the Government Organization Act, 1970. This act establishes that the duties, powers and functions of the Minister of the Environment extend to and include all matters over which Parliament has jurisdiction not otherwise federally assigned, and relating to: national and historic parks; preservation and enhancement of the quality of the natural environment, including water, air and soil quality; renewable resources, including migratory birds and other non-domestic flora and fauna; water; meteorology; enforcement of rules and regulations arising from the advice of the International Joint Commission relating to boundary waters and questions arising between the United States and Canada which relate to the preservation and enhancement of environmental quality; and other federal matters relating to the natural environment which are assigned to the minister.

The act also specifies the functions of the minister in carrying out these responsibilities, including programs to: promote adoption of objectives or standards relating to environmental quality and pollution control; mitigate adverse environmental impacts of new federal projects; and provide Canadians with environmental information.

The act gives the Minister of the Environment broad responsibilities to influence federal departments and agencies, and to work with provincial governments and the public to preserve and enhance environmental quality. The minister is also authorized to develop guidelines for activities of federal bodies, and enter into agreements with provincial governments or agencies.

Legislative Mandate

The legislative mandate of the department includes:

- acts assigned to the minister that encompass all activities of the Department, such as the Government Organization Act, 1970;
- acts assigned to the minister that concern specific resources, such as the Canada Wildlife Act, Game Export Act, Migratory Birds Convention Act, and International River Improvements Act;
- acts assigned to the minister regarding environmental information such as the Weather Modification Information Act;
- acts assigned to the minister regarding the protection of Canada's natural and cultural heritage such as the National Parks Act, the Historic Sites and Monuments Act, the National Battlefields at Quebec Act and the Department of Transport Act, 1970 (Canals);
- acts assigned to the minister to meet threats to environmental quality arising from the adverse impact of human activities, such as the Clean Air Act, the Envi-

ronmental Contaminants Act, the Canada Water Act, and the Ocean Dumping Control Act.

On June 26, 1987, the House of Commons gave first reading to Bill C-74 entitled "An Act respecting the protection of the environment and of human life and health." Bill C-74 deals with, among other things, toxic substances, nutrients, international air pollution, ocean dumping, regulation of federal departments, agencies, Crown corporations, works, undertakings and lands. Bill C-74 is intended to replace, in whole or in part, the Canada Water Act, the Clean Air Act, the Environmental Contaminants Act and the Ocean Dumping Control Act.

Administrative Arrangements

The Department of the Environment administers Section 33, Injury to Fishing Grounds and Pollution of Water, of the Fisheries Act. The department also provides an advisory role for acts such as the Motor Vehicle Safety Act, the Arctic Waters Pollution Prevention Act, Northern Inland Waters Act, the Pest Control Products Act and the Transportation of Dangerous Goods Act which are administered by other federal departments.

256-EC

ROLLOVER AND CONSOLIDATION OF REGULATIONS FOR THE PROPOSED CANADIAN ENVIRONMENTAL PROTECTION ACT

The proposed Canadian Environmental Protection Act (CEPA), Bill C-74, received first reading on June 26, 1987 and will replace and repeal the four statutes below and roll-over associated regulations.

Environmental Contaminants Act: 1. Chlorobiphenyl Regulations No. 1 (PCBs) - 1978 CRC c.564, SOR/80-461; Chlorobiphenyl Regulations No. 2 (Product) SOR/85-406; Chlorobiphenyl Regulations No. 3 (Release) SOR/85-407 (with consolidation); 2. Mirex Regulation - SOR/78-891; 3. Chlorofluorocarbon Regulations (CFCs) SOR/80-254, amended by SOR/81-365; 4. Polybrominated Biphenyls Regulations (PBBs) SOR/79-351; 5. Polychlorinated Terphenyls Regulations (PCTs) SOR/79-369.

Clean Air Act: 6. Leaded Gasoline Regulations 1978 CRC c.409, SOR/84-359, 7. Lead-Free Gasoline Regulations - 1978 CRC c.408; 8. Fuels Information Regulations, No. 1 - 1978 CRC c.407; 9. Asbestos Mining and Milling National Emission Standards Regulations - 1978 CRC c.405; 10. Chlor-Alkali Mercury National Emission Standards Regulations - 1978 CRC c.406; 11. Secondary Lead Smelter National Emissions Standards Regulations - 1978 CRC c.412; 12. Vinyl Chloride National Emissions Standards Regulations - SOR/79-299.

Canada Water Act: 13. Phosphorus Concentration Control Regulations 1978 CRC c.393, SOR/85-341.

Ocean Dumping Control Act: 14. Ocean Dumping Control Regulations - 1978 CRC c.1243.

The following regulations under the Clean Air Act would be repealed as they would be unnecessary under the statutory scheme provided by CEPA: 15. Metallurgical Industries Arsenic Information Regulation - 1978 CRC c.410; 16. Metallurgical Industries Mercury Information Regulations - 1978 CRC c.411.

Roll-over: Section 80 of the CEPA, Bill C-74 provides as follows: Any regulation authorized to be made under this Act, and in force under an Act immediately before its repeal continues thereafter as if it had been made in accordance with this Act. Thus, upon promulgation of CEPA, the regulations under the four old statutes would remain in force by operation of law without any action by Environment Canada. However, the existing regulations contain various cross references to the existing statutes, and it would be preferable if such references were revised to contain the appropriate references to CEPA without any change in the substance of the regulations.

Anticipated Impact: There is no substantive change to the regulations; thus any impacts from the existing regulations would continue. The regulations will be clearer after CEPA is promulgated.

Statutory Authority: The proposed Canadian Environmental Protection Act, Bill C-74, s.37, 47, 50 and 78. Regulations currently made under the Environmental Contaminants Act and the national emission standards regulations currently made under the Clean Air Act would come within the statutory authority of section 37 of CEPA. Regulations currently made under the fuels provisions of the Clean Air Act would come within the statutory authority of section 47 of CEPA. Regulations currently made under the nutrient provisions of the Canada Water Act would come within the statutory authority of section 47 of CEPA. Regulations currently made under the Ocean Dumping Control Act would come within the statutory authority of section 78 of CEPA.

Expected Date of Prepublication: Second quarter 1988, *Canada Gazette*, Part I.

Contact: G.M. Cornwall, Director, Management and Emergencies Branch, Conservation and Protection, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 997-2375.

257-EC

AMENDMENT TO CHLOROFLUOROCARBON REGULATIONS

The Vienna Convention for Protection of the Ozone Layer has been ratified by Canada. An international control protocol for chlorofluorocarbons (CFCs) was signed

September, 1987, in Montreal. Canada may be required to regulate CFCs further, in order to meet the requirements of the control protocol.

Anticipated Impact: Further regulation will have an impact on manufacturers and users of CFCs. The magnitude of the impact cannot be determined until the control protocol is finalized.

Statutory Authority: Proposed Canadian Environmental Protection Act, Bill C-74, s. 37.

Expected Date of Prepublication: Third quarter, 1988, *Canada Gazette*, Part I.

Contact: G.V. Buxton, Chief, Chemicals Control Division, Commercial Chemicals Branch, Conservation and Protection, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 997-1640.

258-EC

AMENDMENT TO CHLOROFLUOROCARBON (CFC) REGULATIONS

The amendment will prohibit the importation of certain aerosol products containing CFCs. The department is also examining the need to retain CFCs as slurring agents in powdered aerosols.

Anticipated Impact: Importers of aerosol products will be subject to the same regulatory prohibitions as Canadian manufacturers.

Statutory Authority: Proposed Canadian Environmental Protection Act, Bill C-74, s. 37.

Expected Date of Prepublication: Third quarter, 1988, *Canada Gazette*, Part I.

Contact: J.A. Armstrong, Head, Controls Development Section, Chemicals Control Division, Commercial Chemicals Branch, Conservation and Protection, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 953-1674.

259-EC

AMENDMENT TO LEADED GASOLINE REGULATIONS

The Leaded Gasoline Regulations will be amended to effectively eliminate the use of lead in motor vehicle gasoline by December, 1992.

Anticipated Impact: The Royal Society of Canada's Commission on Lead in the Environment concluded that the overall economy will experience only a small impact, not all of it negative. Gasoline cost increases to the consumer may range from 1.0-2.1 cents/litre (in 1987 dollars). The oil, lead and additive industries will be the most affected. The manufacture of leaded additives will

decrease but the manufacture of alternatives will increase. Lead emissions to the environment should decrease from 2,800 tonnes in 1987 to 150 tonnes in 1993.

Statutory Authority: Proposed Canadian Environmental Protection Act, Bill C-74, s. 37.

Expected Date of Prepublication: Second quarter, 1988, *Canada Gazette*, Part I.

Contact: J.A. Armstrong, Head, Controls Development Section, Chemicals Control Division, Commercial Chemicals Branch, Conservation and Protection, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 953-1674.

260-EC

AMENDMENT TO CHLOROBIPHENYL REGULATIONS, NO. 2 (PRODUCT)

The amendment will place strict limits on the concentration of chlorobiphenyls (PCBs) that may be contained in any product manufactured in or imported into Canada. The amendment will also establish levels below which a product will be considered to be "PCB-free."

Anticipated Impact: This amendment will reduce risks to health and the environment. The impact on Canadian industry and importers will be minimal.

Statutory Authority: Proposed Canadian Environmental Protection Act, Bill C-74, s. 37.

Expected Date of Prepublication: Third quarter, 1988, *Canada Gazette*, Part I.

Contact: J.A. Armstrong, Head, Controls Development Section, Chemicals Control Division, Commercial Chemicals Branch, Conservation and Protection, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 953-1674.

261-EC

UNAUTHORIZED RELEASE OF TOXIC SUBSTANCES REPORTING REGULATIONS UNDER THE PROPOSED CANADIAN ENVIRONMENTAL PROTECTION ACT

There will be limited cost impact to industry, as the cost and time required to report an unauthorized release are normally minimal. Environment Canada will hold detailed discussions with provinces to identify existing schemes for reporting unauthorized releases that are adequate, in order to avoid duplication with provincial requirements.

Anticipated Impact: These regulations will provide for the mandatory reporting of unauthorized releases of substances on the List of Toxic Substances to an inspector or designated person. Where there is already an ade-

quate provincial scheme for reporting under provincial law, the report may be made in accordance with provincial law.

Statutory Authority: The proposed Canadian Environmental Protection Act, Bill C-74, s. 41.

Expected Date of Prepublication: Fourth quarter 1988, *Canada Gazette*, Part I. It is intended that discussion drafts of the regulations would be published during the Parliamentary review of Bill C-74 in late 1987 or early 1988. This will expedite the development and public review of such proposed regulations prior to formal prepublication in Part I of the *Canada Gazette*.

Contact: G.M. Cornwall, Director, Management and Emergencies Branch, Conservation and Protection, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 997-2375.

262-EC

REGULATIONS FOR THE OPERATION OF BOARDS OF REVIEW UNDER THE PROPOSED CANADIAN ENVIRONMENTAL PROTECTION ACT

The regulations made by the Minister of the Environment would provide for procedural rules for the operation of boards of review that the minister is empowered to establish under CEPA, Bill C-74, which received first reading June 26, 1987. The board of review is an appeal procedure, and costs for appearing before a board and time periods for appeal will be established. The regulations are required to set the criteria for reimbursement of costs and so that persons know in sufficient detail the procedures when appearing before any boards of review.

Anticipated Impact: The regulations, themselves, would have limited impact in terms of cost or time.

Statutory Authority: The proposed Canadian Environmental Protection Act, Bill C-74, s. 89.

Expected Date of Prepublication: Fourth quarter, 1988, *Canada Gazette*, Part I. It is intended that discussion drafts of the regulations would be published during the Parliamentary review of Bill C-74 in late 1987 or early 1988. This will expedite the development and public review of such proposed regulations prior to formal prepublication in Part I of the *Canada Gazette*.

Contact: G.M. Cornwall, Director, Management and Emergencies Branch, Conservation and Protection, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 997-2375.

263-EC

TICKETING REGULATIONS UNDER THE PROPOSED CANADIAN ENVIRONMENTAL PROTECTION ACT

The regulations would specify offences under the Canadian Environmental Protection Act (CEPA), Bill C-74 (first reading June 26, 1987) for which a ticket could be issued and the amount of the ticket.

Anticipated Impact: Such regulations would provide an efficient and orderly procedure for dealing with minor offences under the Act. The regulations would result in increased revenue to the federal government and potentially to provincial governments administering the Act it would allow people and companies to pay fines without having to appear in court. The financial impact on the violator is not known at this time as the range of fines has not yet been established. Environment Canada will hold detailed discussions with provinces to determine if the collection of fines under the Ticketing Regulations could be integrated with provincial or municipal fine collection schemes.

Statutory Authority: The proposed Canadian Environmental Protection Act, Bill C-74, s. 126.

Expected Date of Prepublication: Fourth quarter, 1988, *Canada Gazette*, Part I. It is intended that discussion drafts of the regulations would be published during the Parliamentary review of Bill C-74 in late 1987 or early 1988. This will expedite the development and public review of such proposed regulations prior to formal prepublication in Part I of the *Canada Gazette*.

Contact: G.M. Cornwall, Director, Management and Emergencies Branch, Conservation and Protection, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 997-2375.

264-EC

FINES AND PENALTIES DISPOSITION REGULATIONS UNDER THE PROPOSED CANADIAN ENVIRONMENTAL PROTECTION ACT

The regulations may be similar to the Penalties and Forfeitures Regulations under the Fisheries Act where the money from fines is directed to the federal government in prosecutions by the federal government and to the provinces in cases of prosecutions by provincial governments. Such regulations could also provide a portion of a fine for a private prosecutor.

Anticipated Impact: The regulation would not affect the amount of any fine, but only which government received the fine. Where there is a private prosecution, the informant or the prosecutor might qualify to receive a portion of the fine.

Statutory Authority: The proposed Canadian Environmental Protection Act, Bill C-74, s. 112.

Expected Date of Prepublication: Action on prepublication cannot take place until after the Act is promulgated, possibly in mid-1988. It is intended that discussion drafts of the regulations would be published during the Parliamentary review of Bill C-74 in late 1987 or early 1988. This will expedite the development and public review of such proposed regulations prior to formal prepublication in Part I of the *Canada Gazette*.

Prepublication of such regulations would likely take place in the fourth quarter, 1988, *Canada Gazette*, Part I. Detailed discussions would be held with individual provinces.

Contact: G.M. Cornwall, Director, Management and Emergencies Branch, Conservation and Protection, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 997-2375.

265-EC

EXPORT OF TOXIC SUBSTANCES REGULATIONS UNDER THE PROPOSED CANADIAN ENVIRONMENTAL PROTECTION ACT

To export, for the first time to a particular country, a substance or substances on the List of Toxic Substances requiring Export Notification, the exporter must send notice to the government of the country of destination.

Anticipated Impact: As a result of notification, the country of destination may decide what action to take regarding the substance (e.g. allow entry, subject the substance to controls, not allow entry).

Statutory Authority: Proposed Canadian Environmental Protection Act, Bill C-74, s. 45.

Expected Date of Prepublication: Third quarter, 1988, *Canada Gazette*, Part I.

Contact: J.A. Armstrong, Head, Controls Development Section, Chemicals Control Division, Commercial Chemicals Branch, Conservation and Protection, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 953-1674.

266-EC

NEW SUBSTANCES NOTIFICATION REGULATIONS UNDER THE PROPOSED CANADIAN ENVIRONMENTAL PROTECTION ACT

The proposed regulations will set out information requirements for the manufacture or import of substances new to Canada. The regulations will be set out in sections

dealing with polymers, biotechnology products and other new substances.

Anticipated Impact: Manufacturers and importers will be required to carry out at their expense specific tests and report their findings to the Minister of the Environment. The assurance of health and safety and protection of the environment will result from an increase in testing and reporting by manufactures. The anticipated annual costs, agreed with by industry, will be in the range of 2.3 to 9.5 million dollars.

Statutory Authority: Proposed Canadian Environmental Protection Act, Bill C-74, s. 35.

Expected Date of Prepublication: New chemical substances including polymers - third quarter 1988, *Canada Gazette*, Part I; Biotechnology products fourth quarter 1988, *Canada Gazette*, Part I.

Contact: J.A. Armstrong, Head, Controls Development Section, Chemicals Evaluation Division, Commercial Chemicals Branch, Conservation and Protection, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 953-1674.

267-EC

AMENDMENT TO WILDLIFE AREA REGULATIONS

In Nova Scotia: adding new national wildlife areas - Port Joli, Port Hébert. In New Brunswick: adding a new national wildlife area - Portobello; updating the descriptions for Tintamarre, Chignecto and Shepody national wildlife areas. In Quebec: adding land (île Mousseau) to îles de Contrecoeur National Wildlife Area; amending description and enlarging area to îles de la Paix National Wildlife Area. In Saskatchewan: adding land to Stalwart National Wildlife Area; adding land to Tway National Wildlife Area; adding a new national wildlife area Raven Island; adding a new national wildlife area - Last Mountain Lake. In British Columbia: adding a new national wildlife area - Columbia (made up of four units: Brisco, Harrogate and Spillimacheen being new units and Wilmer unit which is an existing unit), adding a new unit to Qualicum National Wildlife Area - Rosewall Creek unit; adding Boundary Bay National Wildlife Area.

Anticipated Impact: These amendments will restrict or open up areas for hunters, wildlife-oriented organizations, and the general public, and thereby maintain safe levels of migratory game birds. Since the land must be leased or owned by the government, private property rights will be affected.

Statutory Authority: Canada Wildlife Act, R.S.C. 1973, c. 21.

Expected Date of Prepublication: Second quarter, 1988, *Canada Gazette*, Part I.

Contact: Mr. R. Lalonde, A/Chief, Legislation, Regulations and Enforcement Division, Migratory Birds and Wildlife Conservation Branch, Canadian Wildlife Service, Conservation and Protection, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 997-1123.

268-EC

AMENDMENT TO MIGRATORY BIRDS REGULATIONS

This amendment will allow the residents of the Province of Ontario to hunt migratory game birds by the use of or with the aid of raptors (e.g., birds used in falconry). Also, amending parts of the textual regulations will provide greater clarity of expression.

Anticipated Impact: Allowing the use of raptors for hunting migratory game birds will not affect the population of migratory birds.

Statutory Authority: Migratory Birds Convention Act, R.S.C. 1970, c. M-12.

Expected Date of Prepublication: Second quarter, 1988, *Canada Gazette*, Part I.

Contact: Mr. R. Lalonde, A/Chief, Legislation, Regulations and Enforcement Division, Migratory Birds and Wildlife Conservation Branch, Canadian Wildlife Service, Conservation and Protection, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 997-1123.

269-EC

AMENDMENTS TO ANNUAL MIGRATORY BIRDS REGULATIONS

The regulations are amended annually to take into account calendar or other necessary adjustments to season dates, hunting areas, species limitations and bag and possession limits. Amendments are also made, when required, to the textual portion of the regulations to provide for the proper management of the resource and the associated activities, greater clarity of intent and the deletion of those regulations either provided for elsewhere or no longer considered necessary.

Anticipated Impact: In order to maintain safe levels of migratory game birds, these amendments have an impact on hunters and wildlife-oriented organizations.

Statutory Authority: Migratory Birds Convention Act, R.S.C. 1970, C. M-12.

Expected Date of Publication: Third or fourth quarter 1988, Part II *Canada Gazette*.

Contact: Mr. R. Lalonde, A/Chief, Legislation, Regulations and Enforcement Division, Migratory Birds and Wildlife Conservation Branch, Canadian Wildlife Service,

Conservation and Protection, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 997-1123.

270-EC

AMENDMENT TO MIGRATORY BIRD SANCTUARY REGULATIONS

1. Newfoundland: To establish Migratory Bird Sanctuaries on Green and Shepherd Islands, in Newfoundland. 2. Nova Scotia: To add to the existing descriptions of Port Joli and Hebert sanctuaries existing lands owned by the Canadian Wildlife Service. 3. Prince Edward Island: To establish a seasonal bird sanctuary adjacent to the Prince Edward Island National Park to protect nesting Piping Plover which is an endangered species. 4. Quebec: Deleting Isles Saint-Ours Bird Sanctuary from the Regulations. To amend Section 8.1 of the Migratory Bird Sanctuary Regulations to delete reference to restrictions to access to water surrounding the Machias Seal Island Bird Sanctuary.

Anticipated Impact: Amendment 1 will help restore the breeding populations of Common Eider in Newfoundland. Amendment 2 will facilitate easier access for the enforcement of the sanctuary regulations adjacent to tidal waters. Amendment 3 will provide much needed protection to the nesting Piping Plovers. It will restrict tourist use of portions of the park's beaches, but will not seriously affect the enjoyment of the park by visitors. Amendment 4. This area is naturally protected during the nesting season. Amendment 5 will allow access to visitors and fisherman in waters surrounding Machias Seal Island.

Statutory Authority: Migratory Birds Convention Act, R.S.C. 1970, c. M-12.

Expected Date of Prepublication: First quarter, 1988, *Canada Gazette*, Part I.

Contact: Mr. R. Lalonde, A/Chief, Legislation, Regulations and Enforcement Division, Migratory Birds and Wildlife Conservation Branch, Canadian Wildlife Service, Conservation and Protection, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 997-1123.

271-EC

DEPARTMENT OF ENVIRONMENT PRESCRIBING FEES AND CHARGES FOR SPECIAL SERVICES PROVIDED TO THE PUBLIC

By ministerial order, the Minister of the Environment will increase the fees and charges paid by persons obtaining special meteorological services, water and land data services and the use of special facilities provided by the Department of the Environment. The revised fees and charges will come into effect upon registration in Part II of the *Canada Gazette*.

Anticipated Impact: The fees increase are in the order of 4 1/2% to 5% over previous year's fees and represent mainly inflationary price increases in providing services. The total increase in revenue will be approximately \$655,000 annually. No adverse reaction is expected from the user public.

Statutory Authority: Financial Administration Act, R.S.C. 1970, C. 13(b).

Expected Date of Publication: Fourth quarter, 1988, *Canada Gazette*, Part I.

Contact: Luc Desroches, Director, Financial Planning and Resource Analysis Branch, Finance and Administration, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 997-1405.

272-EC

AMENDMENT TO BANFF NATIONAL PARK AND JASPER NATIONAL PARK STREETWORKS TAXES REGULATIONS

Taxes may have to be altered during the 1988 calendar year, depending on a review of the costs and revenues associated with the provision of street improvements in Banff and Jasper National Parks in Alberta. This initiative is part of the Department of the Environment's cost recovery policy.

Anticipated Impact: The altered taxes will apply to residents of Banff and Jasper.

Statutory Authority: National Parks Act, R.S.C. 1970, c. N-13.

Expected Date of Prepublication: First quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

273-EC

AMENDMENT TO CAMPING FEES (PROPOSED NATIONAL PARKS) REGULATIONS

The fees set out in these regulations apply to parks which have not yet been proclaimed (Gros Morne in Newfoundland, Pukaskwa in Ontario and Pacific Rim in British Columbia). If increases to the fees are necessary to recover costs of operating campgrounds in those parks or if adjustments are necessary to increase demand at certain campgrounds, an amendment will be prepared.

Anticipated Impact: Impact on the public will be minimal. Camping fees in the proposed national parks would be consistent with those that apply in the national parks.

Statutory Authority: Financial Administration Act, R.S.C. 1970, c. F-10.

Expected Date of Prepublication: Fourth quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

274-EC

AMENDMENT TO DOMINION WATER POWER REGULATIONS

The initiative will amend the Dominion Water Power Regulations to transfer regulatory authority for water power facilities in national parks and heritage canals to the Minister of the Environment. The amendment will also establish a new fee schedule for heritage canals.

Anticipated Impact: The amendments will simplify administration of water power facilities in national parks and on heritage canals, increase government revenues from existing installations, and encourage construction of new, small hydro installations.

Statutory Authority: Dominion Water Power Act, R.S.C. 1970, c. W-6.

Expected Date of Prepublication: Fourth quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

275-EC

AMENDMENT TO HERITAGE CANALS REGULATIONS

The fees applicable to the use of watercraft and for other public services set out in the regulations are being studied. Amendments will be prepared if increases to fees or establishment of new fees is found necessary. As a result of a review by the Standing Joint Committee of the Senate and of the House of Commons on Regulations and Other Statutory Instruments, amendments are also being prepared in order to clarify the meaning and intent of the regulations.

Anticipated Impact: The financial impact on the public will be minimal.

Statutory Authority: The Department of Transport Act, R.S.C. c. 1970, c. T-5.

Expected Date of Prepublication: First quarter, 1988, *Canada Gazette*, Part I.

Contact: Don W. Woods, Head, Legislation and Policy, National Historic Parks and Sites Directorate, Environment Canada, Ottawa (Hull), Ontario, K1A 0H3. Tel.: (819) 997-4043.

276-EC

AMENDMENT TO NATIONAL HISTORIC PARKS ADMISSION FEES REGULATIONS

The fees applicable for entry into the National Historic Parks are being evaluated. Amendments to the regulations may be necessary to increase existing fees, to restructure fee schedules or to extend fees to national historic parks where entry fees do not currently apply.

Anticipated Impact: No serious financial impact will result to park users. Changes to the fees are intended to reflect the level of services provided in the affected national historic parks. Fees that are introduced to national historic parks where fees do not currently apply will be similar to fees charged at other national historic parks.

Statutory Authority: The National Parks Act, R.S.C. c. N-13 and the Financial Administration Act, R.S.C., c. F-10.

Expected Date of Prepublication: First quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

277-EC

AMENDMENT TO NATIONAL PARKS BUSINESSES REGULATIONS

Amendments will be required to address weaknesses that have been identified in the regulations. The amendments would be directed at improving the administrative provisions of the regulations. Updating the qualifications for the licencing of guides and broadening the definition of a business are the main features of the amendments.

Anticipated Impact: Impact on the public will be minimal. The amendments will improve the quality of guides and provide for better control of business activities in the parks.

Statutory Authority: The National Parks Act, R.S.C., c. N-13.

Expected Date of Prepublication: Fourth quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

278-EC**AMENDMENT TO NATIONAL PARKS CAMPING REGULATIONS**

The fees currently set out in the regulations are being studied. An amendment will be prepared if increases are necessary to recover costs of operating the campgrounds or to adjust fees to increase demand for the use of certain campgrounds.

Anticipated Impact: There should be some reaction to fee increases by the public. Consultation will take place to inform the public affected by the proposed amendment.

Statutory Authority: The National Parks Act, R.S.C., c. N-13 and the Financial Administration Act, R.S.C., c. F-10.

Expected Date of Prepublication: First quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

279-EC**AMENDMENT TO NATIONAL PARKS FISHING PERMIT REGULATIONS**

Daily and weekly fishing permits are being introduced. Currently, only an annual fishing permit is available for fishing in the national parks. Based on public acceptance and demand, amendments may be required to alter the fishing permit system and applicable fees.

Anticipated Impact: No major financial impact on the public is anticipated. The initiative would increase the options available to the public in purchasing fishing permits.

Statutory Authority: The National Parks Act, R.S.C., c. N-13 and the Financial Administration Act, R.S.C., c. F-10.

Expected Date of Prepublication: First quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

280-EC**AMENDMENT TO NATIONAL PARKS FISHING REGULATIONS**

The regulations were last revised in 1977. Although numerous amendments have taken place since that time, some weaknesses in the regulations have developed. Amendments will be prepared to address the weaknesses.

Anticipated Impact: The amendment will improve management of fish stocks and should have minimal impact on the public.

Statutory Authority: The National Parks Act, R.S.C., c. N-13.

Expected Date of Prepublication: First quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

281-EC**AMENDMENT TO NATIONAL PARKS GARBAGE REGULATIONS**

The rates for garbage collection and removal in the parks may be increased, depending on a review of the costs and revenues associated with the provision of these services.

Anticipated Impact: This initiative would affect park residents only and is not likely to have a serious financial impact. Park residents are aware of Environment Canada-Parks' policies on cost recovery measures.

Statutory Authority: The National Parks Act, R.S.C., c. N-13 and the Financial Administration Act, R.S.C., c. F-10.

Expected Date of Prepublication: First quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

282-EC**AMENDMENT TO NATIONAL PARKS GENERAL REGULATIONS**

New fees and fee increases for the use of certain public recreational facilities, for boat mooring and for the provision of swimming lessons at one pool are being considered. Changes will depend on a review of the costs and revenues associated with these facilities and services.

Anticipated Impact: Financial impact on the public will be minimal. Any new or amended fees will be based on cost recovery measures for the provision of services.

Statutory Authority: The National Parks Act, R.S.C., c. N-13 and the Financial Administration Act, R.S.C., c. F-10.

Expected Date of Prepublication: Fourth quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

283-EC

AMENDMENT TO NATIONAL PARKS HIGHWAY TRAFFIC REGULATIONS

The regulations were last revised in 1971. A study is now underway to determine weaknesses. Amendments will be developed based on the study. The amendments may also include changes to fees applicable to the use of motor vehicles in the parks.

Anticipated Impact: The initiative is aimed at improving the control of motor vehicles and the safety of highways in the national parks. The amendments will also facilitate enforcement of certain provisions of the regulations. However, impact on the public will be minimal.

Statutory Authority: The National Parks Act, R.S.C., c. N-13 and the Financial Administration Act, R.S.C., c. F-10.

Expected Date of Prepublication: First quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

284-EC

AMENDMENT TO NATIONAL PARKS LEASE AND LICENCE OF OCCUPATION REGULATIONS

An amendment or amendments are being considered respecting rates of rental, possible leases for portable cabins and mobile homes and rights of refusal and renewals respecting leases.

Anticipated Impact: Not known, as various options are still being developed.

Statutory Authority: The National Parks Act, R.S.C., c. N-13.

Expected Date of Prepublication: Second quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

285-EC

AMENDMENT TO NATIONAL PARKS WATER AND SEWER REGULATIONS

The water and sewer rates that apply in the developed areas in the national parks may be increased, depending on a review of the costs and revenues associated with the provision of these services.

Anticipated Impact: This initiative would affect park residents only and is not likely to have a serious financial impact. Park residents are aware of Environment Canada Parks' policies on cost recovery measures.

Statutory Authority: The National Parks Act, R.S.C., c. N-13 and the Financial Administration Act, R.S.C., c. F-10.

Expected Date of Prepublication: First quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

286-EC

AMENDMENT TO PARK MOTOR LICENCE FEES (PUKASKWA AND TWIN RIVERS) REGULATIONS

These regulations set out fees for the use of motor vehicles on lands administered by Environment Canada Parks which have not yet been established as national parks. Pukaskwa is located in the Thunder Bay District of Ontario and Twin Rivers is located outside of Terra Nova National Park in Newfoundland. Amendments may be required to increase the fees applicable in Pukaskwa or to introduce fees for Twin Rivers.

Anticipated Impact: No serious impact will result from this initiative. The fees for park motor licences will be similar to those which apply in the national parks.

Statutory Authority: The Financial Administration Act, R.S.C., c. F-10.

Expected Date of Prepublication: First quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

287-EC

PUKASKWA NATIONAL PARK GAME REGULATIONS

New regulations respecting native hunting and trapping, in accordance with treaty rights, will be required when Pukaskwa National Park (Ontario) is proclaimed. If the provisions are not too complex, they will be included in the National Parks Wildlife Regulations.

Anticipated Impact: This initiative will recognize and preserve existing treaty rights of the Robinson-Superior Treaty Indians when the area becomes a national park.

Statutory Authority: The National Parks Act (proposed amendments), R.S.C., c. N-13.

Expected Date of Prepublication: This initiative is dependent on proposed amendments to the National Parks Act. Prepublication of the initiative is expected for the second quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

288-EC

AMENDMENT TO TWIN RIVERS GOLF COURSE FEES REGULATIONS

Fee increases and new fee alternatives for the use of the Twin Rivers Golf Course outside of Terra Nova National Park are being considered. Changes will depend on a review of the costs and revenues associated with the operation and maintenance of the golf course facilities.

Anticipated Impact: The initiative is unlikely to have a serious financial impact. It will increase the economic efficiency of the provision of services and may offer a greater choice of options to the public. Any new or amended fees would be similar to those that apply in the national parks.

Statutory Authority: The Financial Administration Act, R.S.C., c. F-10.

Expected Date of Prepublication: Fourth quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

289-EC

GROS MORNE NATIONAL PARK SNOWSHOE HARE DOMESTIC HARVEST REGULATIONS

In preparation for the proclamation of Gros Morne National Park in Newfoundland, new regulations will be proposed for the harvest of snowshoe hares, by local residents for domestic purposes, in the park. These provisions will accord with the terms of a federal-provincial agreement for the creation of the park.

Anticipated Impact: No serious financial impact will result from this initiative. It will recognize existing rights to harvest snowshoe hares.

Statutory Authority: National Parks Act (proposed amendments), R.S.C., c. N-13.

Expected Date of Prepublication: This initiative is dependent on proposed amendments to the National Parks Act. Prepublication of the initiative is expected for the second quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

290-EC

GROS MORNE NATIONAL PARK TIMBER HARVEST REGULATIONS

In preparation for the proclamation of Gros Morne National Park in Newfoundland, new regulations will be proposed to provide for the cutting and removal of timber in the park by local residents. These provisions will accord with the terms of a federal-provincial agreement for the creation of the park.

Anticipated Impact: No serious impact will result from this initiative. It will recognize existing rights to cut and remove timber.

Statutory Authority: National Parks Act (proposed amendments), R.S.C., c. N-13.

Expected Date of Prepublication: This initiative is dependent on proposed amendments to the National Parks Act. The initiative is expected to be prepublished for the second quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

291-EC

AMENDMENT TO NATIONAL PARKS CAMPING REGULATIONS

In preparation for the proclamation of Pukaskwa National Park in Ontario, an amendment will be proposed to exempt natives, with treaty rights to fish, from the requirement to pay fees for a camping permit while they are fishing in Lake Superior.

Anticipated Impact: This initiative will recognize and preserve the treaty rights of the Robinson-Superior Treaty Indians.

Statutory Authority: National Parks Act (proposed amendments), R.S.C., c. N-13.

Expected Date of Prepublication: This initiative is dependent on proposed amendments to the National Parks Act. Prepublication of this initiative is expected for the second quarter, 1988, *Canada Gazette*, Part 1.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

292-EC

AMENDMENTS TO NATIONAL PARKS CEMETERY REGULATIONS

Amendments to these regulations are being prepared to address minor technical and translation concerns raised by the Standing Joint Committee of the Senate and of the House of Commons on Regulations and Other Statutory Instruments. Also, an amendment to clarify eligibility for burial of human remains in park cemeteries is under review.

Anticipated Impact: The clarification of eligibility criteria is intended to benefit application procedures for burials and reservation of plots in park cemeteries. The other proposed amendments are technical in nature.

Statutory Authority: The National Parks Act, R.S.C., c. N-13.

Expected Date of Prepublication: First quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

293-EC

AMENDMENTS TO NATIONAL PARKS CEMETERY REGULATIONS

Upon enactment of proposed amendments to the National Parks Act, the regulations will be amended to delete reference to Cavendish Cemetery and Cape Breton Highlands Cemetery. The cemeteries are located at the boundaries of Prince Edward Island and Cape Breton Highlands National Parks respectively and are currently being administered by local authorities. The amendments to the act will effect land transfers to the local authorities.

Anticipated Impact: The amendments will formalize existing arrangements.

Statutory Authority: National Parks Act (proposed amendments), R.S.C., c. N-13.

Expected Date of Prepublication: Authority for this initiative is dependent on amendments to the National Parks Act. Prepublication of the initiative is expected for the second quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

294-EC

NATIONAL PARKS CITIZENS HERITAGE FUND REGULATIONS

Proposed amendments to the National Parks Act provide authority for the Governor in Council to make regulations for the administration and application of monies credited to a National Parks Citizens Heritage Fund. The Fund is to be established for purposes of expanding or enhancing the park system.

Anticipated Impact: The National Parks Citizens Heritage Fund is intended as a means for all Canadians to contribute towards the expansion and enhancement of the parks system.

Statutory Authority: National Parks Act (proposed amendments), R.S.C., c. N-13.

Expected Date of Prepublication: Authority for this initiative is dependent on proposed amendments to the National Parks Act. Prepublication of the initiative is expected for the second quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

295-EC

NATIONAL PARKS DEVELOPMENT PLAN REGULATIONS

Proposed amendments to the National Parks Act authorize the governor in council to make regulations setting out development plans for the towns located in the national parks. Development plans would clearly set out the level and scope of development within the communities in the parks.

Anticipated Impact: Residents of park communities will be made aware of future plans and will have an opportunity to contribute to the outcome.

Statutory Authority: National Parks Act (proposed amendments), R.S.C., c. N-13.

Expected Date of Prepublication: Authority for this initiative is dependent on proposed amendments to the National Parks Act. Prepublication of this initiative is expected for the second quarter of 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

296-EC

AMENDMENT TO NATIONAL PARKS FISHING REGULATIONS

In preparation for the proclamation of Pukaskwa National Park in Ontario, an amendment will be proposed to exempt natives, with treaty rights to fish for domestic purposes, from most of the provisions of the regulations.

Anticipated Impact: The initiative will recognize and preserve the existing treaty rights of the Robinson-Superior Treaty Indians.

Statutory Authority: National Parks Act (proposed amendments), R.S.C., c. N-13.

Expected Date of Prepublication: This initiative is dependent on proposed amendments to the National Parks Act. Prepublication of the initiative is expected for the second quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

297-EC

AMENDMENT TO NATIONAL PARKS GENERAL REGULATIONS

In preparation for the proclamation of Gros Morne National Park in Newfoundland, an amendment is required to allow local persons to remove sand and gravel for construction purposes, other than for carrying out commerce in construction. This provision will accord with the terms of a federal-provincial agreement for the creation of the park.

Anticipated Impact: The initiative will recognize an existing practice.

Statutory Authority: National Parks Act (proposed amendments), R.S.C., c. N-13.

Expected Date of Prepublication: This initiative is dependent on proposed amendments to the National Parks Act. Prepublication of the initiative is expected for the second quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

298-EC

AMENDMENT TO NATIONAL PARKS GENERAL REGULATIONS

Proposed amendments to the National Parks Act would authorize the making of regulations to control the use, transportation, storage and disposal of pesticides and other toxic substances. This legislative authority is intended to strengthen Environment Canada Parks' protection mandate where other federal or provincial legislation is considered to be lacking. Regulations would be developed in collaboration with other agencies to ensure that no conflicts arise.

Anticipated Impact: National Parks natural resources and the protection of public health within the parks would be enhanced.

Statutory Authority: National Parks Act (proposed amendments), R.S.C., c. N-13.

Expected Date of Prepublication: The initiative is dependent on enactment of proposed amendments to the National Parks Act. Prepublication of the initiative is expected for the second quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

299-EC

AMENDMENT TO NATIONAL PARKS GENERAL REGULATIONS

A general review of these regulations is being conducted. A number of changes are required to respond to concerns raised by the Standing Joint Committee of the Senate and of the House of Commons on Regulations and Other Statutory Instruments. As well, corrections are needed to the French version of the regulations. Other changes to improve the administration of the regulations may also be required.

Anticipated Impact: The amendments are basically administrative changes.

Statutory Authority: The National Parks Act, R.S.C., c. N-13.

Expected Date of Prepublication: Third quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

300-EC

AMENDMENT TO NATIONAL PARKS GENERAL REGULATIONS

An amendment to the regulations will be required to fulfill the proposed amendment to the National Parks Act which authorizes the Minister of the Environment to enter into agreements for the provision of municipal, health, welfare and safety services in the parks.

Anticipated Impact: The public will benefit as agreements will clearly outline the administrative and operational responsibilities of the parties who enter into the agreements.

Statutory Authority: National Parks Act (proposed amendments), R.S.C., c. N-13.

Expected Date of Prepublication: This initiative is dependent on proposed amendments to the National Parks Act. Prepublication of the amendment is expected for the second quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

301-EC

AMENDMENT TO NATIONAL PARKS HIGHWAY TRAFFIC REGULATIONS

In preparation for the proclamation of Gros Morne National Park in Newfoundland, an amendment will be proposed to permit the operation of all terrain vehicles on access corridors through the park between two enclaves of settlement. This provision will accord with the terms of a federal-provincial agreement for the creation of the park.

Anticipated Impact: This initiative will recognize the need for such a transportation route between existing communities.

Statutory Authority: National Parks Act (proposed amendments), R.S.C., c. N-13.

Expected Date of Prepublication: This initiative is dependent on proposed amendments to the National Parks Act. Prepublication of the amendment is expected for the second quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

302-EC

AMENDMENT TO NATIONAL PARKS LEASE AND LICENCE OF OCCUPATION REGULATIONS

Amendments to the terminology used in the regulations will be necessary upon enactment of proposed amendments to the National Parks Act. Currently, the regulations provide for the issue of leases and licences of occupation in townsites and subdivisions within the national parks. The proposed amendments to the National Parks Act will authorize the issue of leases and licences in towns, visitor centres and resort subdivisions.

Anticipated Impact: The amendments will reflect updated terminology to be used in the authorizing statute.

Statutory Authority: National Parks Act (proposed amendments), R.S.C., c. N-13.

Expected Date of Prepublication: The amendments are dependent on proposed amendments to the National Parks Act. Prepublication of the amendment is expected for the second quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

303-EC

AMENDMENT TO NATIONAL PARKS SIGNS REGULATIONS

A review of the regulations which control commercial signs in the national parks is being conducted. Criteria concerning the appearance, composition and size of signs will be updated and amendments to the regulations will be developed where required.

Anticipated Impact: The amendment will provide modern criteria for business operators in installing commercial signs.

Statutory Authority: The National Parks Act, R.S.C., c. N-13.

Expected Date of Prepublication: Third quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

304-EC

AMENDMENT TO NATIONAL PARKS WATER AND SEWER REGULATIONS

Changes are needed to respond to authority and wording concerns raised by the Standing Joint Committee of the Senate and the House of Commons on Regulations and Other Statutory Instruments.

Anticipated Impact: These amendments are administrative changes.

Statutory Authority: The National Parks Act, R.S.C., c. N-13.

Expected Date of Prepublication: Second quarter, 1988, *Canada Gazette*, Part I.

Contact: N.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

305-EC

NATIONAL PARKS WILDERNESS AREA REGULATIONS

Proposed amendments to the National Parks Act provide for the designation of wilderness areas in the national parks. If the enabling legislation goes into effect, these regulations will be established.

Anticipated Impact: Some development interests may resist the designation of wilderness areas in such regulations.

Statutory Authority: National Parks Act (proposed amendments), R.S.C., c. N-13.

Expected Date of Prepublication: This initiative is dependent on enactment of proposed amendments to the National Parks Act. Prepublication of the amendment is expected for the second quarter, 1988, *Canada Gazette*, Part I.

Contact: N.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

306-EC

AMENDMENT TO NATIONAL PARKS WILDLIFE REGULATIONS

In preparation for the proclamation of Pukaskwa National Park in Ontario, an amendment will be proposed to exempt natives, with treaty rights to hunt and trap, from the provisions of these regulations. Certain provisions respecting native hunting and trapping may be added to the regulations or put into separate new Pukaskwa National Park Game Regulations.

Anticipated Impact: The amendment will recognize and preserve existing treaty rights of the Robinson-Superior Treaty Indians.

Statutory Authority: National Parks Act (proposed amendments), R.S.C., c. N-13.

Expected Date of Prepublication: This initiative is dependent on proposed amendments to the National Parks Act. The initiative is expected to be prepublished in the second quarter of 1988, *Canada Gazette*, Part I.

Contact: N.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

307-EC

ORDERS IN COUNCIL UNDER THE NATIONAL PARKS ACT

Upon enactment of proposed amendments to the National Parks Act, authority will be given to the Governor in Council to fix the boundaries of the towns of Banff and Jasper, to authorize the Minister of the Environment to enter into agreements with the government of Alberta for the establishment of local government bodies in the towns of Banff and Jasper and to establish two particular commercial ski areas within the parks. These authorizations will be effected by orders in council.

Anticipated Impact: These initiatives will be based on consultations with the public. The orders in council will reflect the requirements of those sectors affected by the initiatives.

Statutory Authority: National Parks Act (proposed amendments).

Expected Date of Prepublication: Authority for these initiatives is dependent on amendments to the National Parks Act. Prepublication of the initiatives is expected for the third quarter of 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

308-EC

WATERTON LAKES LAND USE REGULATIONS

New regulations will be established to ensure that land use in Waterton Lakes Townsite conforms to an urban development plan.

Anticipated Impact: The new regulations are intended to prevent land use conflicts in Waterton Lakes Townsite. The regulation of land uses in developed areas is common municipal practice.

Statutory Authority: The National Parks Act, R.S.C., c. N-13.

Expected Date of Prepublication: Third quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

309-EC

WOOD BUFFALO NATIONAL PARK GAME REGULATIONS

As a result of ongoing consultations with hunters and trappers in Wood Buffalo National Park, a number of proposed amendments have been identified in the Wood Buffalo National Park Game Regulations. The amendments will update certain provisions of the regulations.

Anticipated Impact: The amendment responds to requests of local hunters and trappers.

Statutory Authority: The National Parks Act, R.S.C., c. N-13.

Expected Date of Prepublication: Second quarter, 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

310-EC

AMENDMENTS TO VARIOUS REGULATIONS, POSITIONS TITLE CHANGES

Amendments are required so that regulations accurately reflect persons who are responsible for management decisions therein. These are as a result of organization position title changes.

Anticipated Impact: These are administrative initiatives.

Statutory Authority: The National Parks Act, R.S.C., c. N-13.

Expected Date of Prepublication: 1988-89, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

311-EC

AMENDMENT(S) TO BANFF TOWNSITE ZONING REGULATIONS

A zoning map amendment or amendments will be considered where any change requested by residents of the townsite accords with the urban plan and existing policy and is recommended by the Banff Municipal Committee.

Anticipated Impact: These initiatives are routine administrative changes.

Statutory Authority: The National Parks Act, R.S.C., c. N-13.

Expected Date of Prepublication: These initiatives are dependent on requests made by local residents.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

312-EC

AMENDMENT(S) TO JASPER TOWNSITE ZONING REGULATIONS

A zoning map amendment or amendments will be considered where any change requested by residents of the townsite accords with the urban plan and existing policy and is recommended by the Jasper Townsite Committee.

Anticipated Impact: These initiatives are routine administrative changes.

Statutory Authority: The National Parks Act, R.S.C., c. N-13.

Expected Date of Prepublication: These initiatives are dependent on requests made by local residents.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

313-EC

AMENDMENT TO NATIONAL PARKS FISHING REGULATIONS

An amendment will be necessary to modify open seasons, catch and possession limits etc. applicable to fishing in the national parks. Amendments of this nature are usually made annually.

Anticipated Impact: The amendment is made to improve management of fish within the parks. Impact on the public is minimal.

Statutory Authority: The National Parks Act, R.S.C., c. N-13.

Expected Date of Prepublication: First quarter of 1988, *Canada Gazette*, Part I.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division, National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

314-EC

AMENDMENT TO NATIONAL PARKS TOWNSITE AND SUBDIVISION DESIGNATION REGULATIONS

It may be necessary to revise the list of plan numbers of survey listed in these regulations. This is routinely done to ensure accurate and up-to-date designations. Changes may also be necessary to reflect the new terminology for developed areas in the parks under the proposed amendments to the National Parks Act.

Anticipated Impact: These are routine administrative changes.

Statutory Authority: The National Parks Act, R.S.C., c. N-13.

Expected Date of Prepublication: These changes are dependent on plans of survey revisions or additions and proposed amendments to the National Parks Act.

Contact: M.W. Porter, A/Chief, Legislation and Policy Division National Parks, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 994-2690.

EXTERNAL AFFAIRS CANADA

GENERAL EXPORT PERMIT NO. EX. 14: ENDANGERED SPECIES	315-DEA
GENERAL IMPORT PERMIT NO. 17: ENDANGERED SPECIES	316-DEA
EXPORT CONTROL LIST, APPENDICES I, II AND III: LIST OF CONTROLLED SPECIES	317-DEA
IMPORT-CONTROL LIST, APPENDICES I, II AND III: LIST OF CONTROLLED SPECIES	318-DEA
AMENDMENT TO THE IMPORT CONTROL LIST: REMOVAL OF WOMEN'S AND GIRLS' FOOTWEAR FROM LIST	319-DEA
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Roles and Responsibilities

The Department of External Affairs manages the Canadian Interests Abroad Programme which is aimed at the promotion and protection of Canadian interests abroad and the conduct of Canada's external relations. The major components of the Programme are: Foreign Policy Priorities and Coordination; International Trade Development; International Economic, Trade and Aid Policy; Political and International Security Affairs; Legal, Immigration and Consular Affairs; Communications and Culture; Bilateral Relations and Operations; Passports; Operational Support; Human Resource Planning and Administration.

Legislative Mandate

The Department of External Affairs derives its legislative authority from the Department of External Affairs Act, S.C. 1980-81-82-83, c. 167. Passports and other travel documents are issued under the Royal Prerogative as exercised by the minister and delegated to officials under Order in Council Canadian Passport Order PC 1981-1472.

In the economic field, an important legislative instrument is the Export and Import Permits Act, R.S.C. 1970, c. E-17. The act gives the Government the authority to control and monitor the transborder flow of specified goods.

Other enabling legislation governing Canada's international obligations include the Diplomatic and Consular Privileges and Immunities Act, S.C. 1976-77 c. 31, the Privileges and Immunities (International Organizations) Act, R.S.C. 1970 c. P-22, the Privileges and Immunities (North Atlantic Treaty Organization) Act, R.S.C. 1970, c. P-23, the United Nations Air Services Act, S.C. 1980-81-82-83, c. 61 and the Food and Agriculture Organization of the United Nations Act, R.S.C. 1970, c. F-26.

In the bilateral field, the International Boundary Waters Treaty Act, R.S.C. 1970, c. I-20, the Rainy Lake Watershed Emergency Control, S.C. 1939, c. 33, and the Roosevelt Campobello International Park Commission Act, S.C. 1964-65, c. 19 deal with Canada/U.S.A. environmental and transboundary questions.

315-DEA

GENERAL EXPORT PERMIT NO. EX. 14: ENDANGERED SPECIES

A revised regulation is being proposed to improve wording for greater clarity, to bring Canada's implementation of the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES) more into line with the international agreement and to broaden authority for the approval of CITES export permits.

Anticipated Impact: The revised general permit would be more understandable to the public because of improved wording. People would be better able to trade CITES controlled specimens internationally through improved implementation of CITES in Canada.

Statutory Authority: Export and Import Permits Act, R.S.C. 1970, c. E-17.

Expected Date of Prepublication: Summer 1988.

Contact: Mr. Robert S. McLean, Regulations and Enforcement Coordinator, Canadian Wildlife Service, Conservation and Protection, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 953-1424.

316-DEA

GENERAL IMPORT PERMIT NO. 17: ENDANGERED SPECIES

A revised regulation is being proposed to improve wording for greater clarity and to bring Canada's implementation of the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES) more into line with the international agreement.

Anticipated Impact: The revised general permit would be more understandable to the public because of improved wording. People would be better able to trade CITES controlled specimens internationally through improved implementation of CITES in Canada.

Statutory Authority: Export and Import Permits Act, R.S.C. 1970, E-17.

Expected Date of Prepublication: Summer, 1988.

Contact: Mr. Robert S. McLean, Regulations and Enforcement Coordinator, Canadian Wildlife Service, Conservation and Protection, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 953-1424.

317-DEA

EXPORT CONTROL LIST, APPENDICES I, II AND III: LIST OF CONTROLLED SPECIES

Each two years the countries party to the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES) amend the list of species subject to control under this international agreement. The proposed regulatory change will implement the internationally approved amendments in Canada.

Anticipated Impact: The proposed amendments will bring Canadian regulations into line with the internationally approved list of controlled species and allow Canadians to more readily trade CITES controlled specimens internationally.

Statutory Authority: Export and Import Permits Act, R.S.C. 1970, c. E-17.

Expected Date of Prepublication: Winter, 1988.

Contact: Mr. Robert S. McLean, Regulations and Enforcement Coordinator, Canadian Wildlife Service, Conservation and Protection, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 953-1424.

318-DEA

IMPORT CONTROL LIST, APPENDICES I, II AND III: LIST OF CONTROLLED SPECIES

Each two years the countries party to the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES) amend the list of species subject to control under this international agreement. The proposed regulatory change will implement the internationally approved amendments in Canada.

Anticipated Impact: The proposed amendments will bring Canadian regulations into line with the internationally approved list of controlled species and allow Canadians to more readily trade CITES controlled specimens internationally.

Statutory Authority: Export and Import Permits Act, R.S.C. 1970, c. E-17.

Expected Date of Prepublication: Winter, 1988.

Contact: Mr. Robert S. McLean, Regulations and Enforcement Coordinator, Canadian Wildlife Service, Conservation and Protection, Environment Canada, Ottawa, Ontario, K1A 0H3. Tel.: (819) 953-1424.

319-DEA

AMENDMENT TO THE IMPORT CONTROL LIST: REMOVAL OF WOMEN'S AND GIRLS' FOOTWEAR FROM LIST

In accordance with the government's announced footwear policy, all remaining controls on the import of women's and girls' shoes will be eliminated effective November 30, 1988. Accordingly, item 57 of the List, relating to women's and girls' footwear is to be eliminated effective that date. The accompanying general import permit will also be cancelled.

Anticipated Impact: The effect of this measure will be to eliminate all remaining controls on the import of footwear into Canada. Although this is a significant measure in removing regulatory controls on imports, in practical terms it will mark only the final culmination of an extended programme to move away from import controls on footwear through the previous removal of controls on

other footwear types and staged increases in footwear quotas, where applicable.

Statutory Authority: Export and Import Permits Act, R.S.C. 1970, c.E-17.

Expected Date of Prepublication: Fall, 1988.

Contact: Kate Delaney, Import Controls Division II, Special Trade Relations Bureau, Department of External Affairs, Lester B. Pearson Building, Ottawa, Ontario, K1A 0G2. Tel.: (613) 996-2591.

320-DEA

AMENDMENT TO THE IMPORT CONTROL LIST: ADDITION OF COCOA TO THE LIST

In order to meet Canada's international obligations under the International Cocoa Agreement, cocoa will be added to the Import Control List. This will permit the imposition of certain conditions on the import of cocoa into Canada. An accompanying general import permit will also be issued to establish the conditions under which cocoa may be imported.

Anticipated Impact: The importation of cocoa into Canada will not be restricted by this measure. The conditions for import will specify that cocoa may be imported into Canada provided that a certificate issued under the International Cocoa Agreement establishing its country of origin is presented. These requirements will have a low impact on Canadian importers.

Statutory Authority: Export and Import Permits Act, R.S.C. 1970, c. E-17.

Expected Date of Prepublication: Early 1988.

Contact: Kate Delaney, Import Controls Division II, Special Trade Relations Bureau, Department of External Affairs, Lester B. Pearson Building, Ottawa, Ontario, K1A 0G2. Tel.: (613) 996-2591.

321-DEA

AMENDMENT OF THE EXPORT CONTROL LIST

The Export Control List (ECL) describes all the goods for which an export permit must be obtained prior to exportation. The amendments will incorporate changes agreed to at the Coordinating Committee (COCOM) revision round. Because of intergovernmental arrangements pursuant to Canada's membership in COCOM, Canada controls the export of strategic, military, atomic energy goods and technology listed on the ECL. Not to update the list will place Canadian companies at a competitive disadvantage in international markets and require them to submit to regulatory requirements that are superfluous and unnecessary.

Anticipated Impact: The revisions to the ECL will improve Canada's national security and assist Canada in meeting obligations to other COCOM members to control the export of goods whose strategic or military significance has been agreed to in multilateral negotiations. Revisions of the ECL will promote more effective and more efficient controls while diminishing the paperwork burden on private industry.

Statutory Authority: Export and Import Permits Act, R.S.C. 1970, c.E-17.

Expected Date of Prepublication: Part II, *Canada Gazette*, 1988.

Contact: Robert W. Todd, Deputy Director, Export Controls Division, Department of External Affairs, 125 Sussex Drive, Ottawa, Ontario, K1A 0G2. Tel.: (613) 996-2387.

Anticipated Impact: Such orders are for the benefit of foreign representatives attending those international conferences and we anticipate no impact on any of the sectors of the Canadian economy.

Statutory Authority: Privileges and Immunities (International Organizations) Act, S.C. 1974-75/76, C. 69, s.2.

Expected Date of Publication: Third Quarter, Part II *Canada Gazette*, 1988.

Contact: Brian Dickson, Director, Legal Advisory Division, Department of External Affairs, 125 Sussex Drive, Ottawa, Ontario, K1A 0G2. Tel.: (613) 992-6296.

322-DEA

EXPORT PERMITS REGULATIONS

Expected changes to these regulations are designed to simplify the procedure for obtaining export permits.

Anticipated Impact: The impact of this change will be minimal at most since it is merely an exercise in simplifying procedure, and does not herald any change in policy. With the change, the procedures for applying for an export permit will be similar to the procedures now in place for applying for an import permit.

Statutory Authority: Export and Import Permits Act, R.S.C. 1970, c. E-17.

Expected Date of Prepublication: 1988.

Contact: Mr. Gilbert Patrice, Senior Counsel and Director, Domestic Legal Services, Department of External Affairs, 125 Sussex Drive, Ottawa, Ontario, K1A 0G2. Tel.: (613) 992-6299.

323-DEA

PRIVILEGES AND IMMUNITIES ORDER

Representatives of international organizations and foreign countries are usually granted certain privileges and immunities under these orders while in Canada for the purpose of attending international conferences. Such a conference will be held in Moncton in early March 1988, for example, the XVIII Session of the Conference of Ministers of Youth and Sports of French Speaking Countries. The economic summit will also take place in 1988. There may be up to a dozen other occasions throughout 1988 when these orders will be required; however, we are unaware of any as of yet.

DEPARTMENT OF FINANCE CANADA

TARIFF RATE CHANGES RESULTING FROM CANADA'S RIGHTS AND OBLIGATIONS UNDER THE GENERAL AGREEMENT ON TARIFFS AND TRADE (GATT) AND OTHER TRADE AGREEMENTS	324-FIN
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Roles and Responsibilities

The Department of Finance operates under sections 8-10 of the Financial Administration Act which provides the minister with the broad responsibility for "the management of the Consolidated Revenue Fund and the supervision, control and direction of all matters relating to the financial affairs of Canada not by law assigned to the Treasury Board or to any other Minister."

The Department of Finance is the central agency of the federal government responsible for advice on the economic and financial affairs of Canada. It is concerned with all aspects of the performance of the Canadian economy. It oversees all government actions affecting the economy to ensure harmony, follows the development of external factors that bear on domestic economic performance, and examines the economic actions taken by other orders of government.

The department's most visible output is the federal budget. The budget speech provides an authoritative review of past, present and future economic factors that will affect the country's economic performance and the nation's finances. This document reviews the government's accounts for the past period and presents its fiscal projections for the coming years. These include the government's expenditure program, revenues from existing sources, taxation changes and debt levels.

Civil Service Insurance Act
Cooperative Credit Associations Act
Currency Act
Customs Excise Offshore Application Act
Diplomatic Service (Special) Superannuation Act
Export Credit Insurance Act
Federal-Provincial Fiscal Revision 1964 Act
Garnishment Attachment and Pension Diversion Act
Governor General's Retiring Annuity Act
Halifax Relief Commission Pension Continuation Act
Insurance Companies Canadian and British Act
Insurance Companies Foreign Act
Interest Act
International Development Association Act
Investment Companies Act
Members of Parliament Retiring Allowances Act
Newfoundland Additional Finance Assistance Act
Office of the Superintendent of Financial Institutions Act
Oil Export Tax Act
Prairie Grain Loans Act
Prince Edward Island Subsidy Act
Provincial Subsidies Act
Residential Mortgage Financing Act
Small Loans Act
Tariff Board Act
Tax Rental Agreements Act
Temporary Wheat Reserves Act
Western Provinces Treasury Bills Act
Winding-up Act

Legislative Mandate

Banks and Banking Law Revision

Bank Act
Borrowing Authority Act
Bretton Woods & Related Agreements Act
Quebec Savings Banks Act
Customs Tariff
Bank of Canada Act
Canada Deposit Insurance Corporation Act
Canada Pension Plan Act
Canadian Payments Association Act
Federal-Provincial Fiscal Arrangements and Federal Post-Secondary
Education and Health Contributions Act
Financial Administration Act
Income Tax Conventions Interpretation Act
Loan Companies Act
Pension Benefits Standards Act
Special Import Measures Act
Public Service Superannuation Act
Trust Companies Act
Anti-Inflation Act
Bills of Exchange Act
Canada Development Corporation Act
Canada Mortgage and Housing Corporations Act
Canada-Nova Scotia Oil and Gas Agreement Act
Canadian Fisheries Improvement Loan Act
Canadian National Railways Capital Revision Act
Canadian National Railways Refunding Act
Canadian National Steamships (West Indies Service) Act

324-FIN

TARIFF RATE CHANGES RESULTING FROM CANADA'S RIGHTS AND OBLIGATIONS UNDER THE GENERAL AGREEMENT ON TARIFFS AND TRADE (GATT) AND OTHER TRADE AGREEMENTS

From time to time, recommendations are made by the Minister of Finance to the Governor in Council to modify tariff rates on imported products in response to domestic or international situations where Canada's rights and obligations under the GATT or other trade agreements are involved.

Anticipated Impact: The modification of tariff rates under GATT disciplines or other trade agreements is taken in order to protect domestic manufacturers or Canada's larger international trading interests.

Statutory Authority: Various sections of the Customs Tariff, R.S.C., 1970, c.41.

Expected Date of Publication: Regulations under this authority are made in response to international trade situations that occasionally arise and are generally not known in advance. Regulations under this authority are normally only published in Part II of the *Canada Gazette*.

Contact: William McCloskey, A/Director, Tariffs Division, Department of Finance, 140 O'Connor Street, Ottawa, Ontario, K1A 0G5. Tel.: (613) 996-1372.

325-FIN

CUSTOMS DUTIES REDUCTION REGULATIONS AND CHEMICALS AND PLASTICS TARIFF REDUCTION REGULATIONS

In response to requests from Canadian manufacturers, tariff rates on inputs to manufacturing processes are sometimes temporarily reduced or eliminated when like or substitutable products are not available from Canadian production.

Anticipated Impact: Duty relief on inputs strengthens Canadian manufacturing capacity by assisting Canadian manufacturers to compete more effectively in the domestic market against imports from other countries. Orders are also put forward to extend the period that the duty relief will be in existence and to restore the statutory tariff rates when warranted. Traditionally about 10 separate regulations are made during the year involving about 100-150 tariff rate reductions (or restoration).

Statutory Authority: Duties Relief Act, S.C. 1986, c. 29, paragraphs 4(1)(a) and 4(1)(b) respectively.

Expected Date of Publication: It is expected that regulations will be published in Part II of the *Canada Gazette* each month from January to June and September to December, 1988.

Contact: William McCloskey, A/Director, Tariffs Division, Department of Finance, 140 O'Connor Street, Ottawa, Ontario, K1A 0G5. Tel.: (613) 996-1372.

326-FIN

WITHDRAWAL OF PREFERENTIAL RATES OF DUTY

Canada provides a scheme of preferential tariff rates for developing countries (under the General Preferential Tariff), for a number of British Commonwealth countries (under the British Preferential Tariff), and for Caribbean countries (under CARIBCAN Free rates of duty). However, on occasion it becomes necessary to withdraw the preferential rates of duty particularly when Canadian manufacturers are injured by imports into Canada under the reduced rates of duty. Normally recommendations for withdrawal are made after public hearings and a report and recommendations by the Tariff Board which are tabled in the House of Commons.

Anticipated Impact: Withdrawal of preferential rates of duty allows Canadian manufacturers who are being injured by such imports to become more economically viable.

Statutory Authority: Customs Tariff, R.S.C. 1970, c. 41, subsections 3.2(2) and 24(7).

Expected Date of Publication: Preferential rates of duty are withdrawn as the need arises, usually two to three times per annum. The regulations are normally published in Part II of the *Canada Gazette* since the Tariff Board conducts extensive public hearings on the proposed withdrawals and its report and recommendations are tabled in Parliament.

Contact: William McCloskey, A/Director, Tariffs Division, Department of Finance, 140 O'Connor Street, Ottawa, Ontario, K1A 0G5. Tel.: (613) 996-1372.

327-FIN

CANADIAN INTERNATIONAL TRADE TRIBUNAL REGULATIONS

Legislation is expected to be introduced into the House of Commons in early 1988 to create the Canadian International Trade Tribunal. This tribunal will take over many of the functions of the existing trade tribunals (the Canadian Import Tribunal, the Tariff Board and the Textile and Clothing Board) which will be terminated. Regulations will be required to implement the legislation. The regulations are expected to cover such issues as the matters to be taken into account in respect of any matter before the tribunal pursuant to the Special Import Measures Act, the nature of a properly documented complaint which is required before a decision to open an injury investigation requested by private parties can be made and the criteria to be considered in giving information a confidential designation. The regulations will need to come into effect when the legislation is proclaimed.

Anticipated Impact: The regulations will provide greater clarity regarding issues the tribunal will be considering in performing its duties.

Statutory Authority: Statutory authority does not currently exist but will be provided for in the legislation creating the Canadian International Trade Tribunal.

Expected Date of Publication: It is anticipated that the regulations will be republished in early 1988.

Contact: Mr. T.A. Bernes, Director, International Economic Relations, Department of Finance, 140 O'Connor Street, Ottawa, Ontario, K1A 0G5. Tel.: (613) 996-8650.

328-FIN

OFFSHORE AREA CERTIFICATE OF REGISTRATION REGULATION

The regulation would specify when and under what circumstances persons who collect tax under the Nova Scotia Offshore Retail Sales Tax Act must apply for a Certificate of Registration.

Anticipated Impact: This is a minor administrative matter which would only clarify the application of the act, with no significant economic or regulatory impact.

Statutory Authority: Nova Scotia Offshore Retail Sales Tax Act, S.C. 1984, c. 29, subparagraph 58(1)(b)(iii).

Expected Date of Publication: It is anticipated that the regulation will be republished in the winter of 1988.

Contact: Allan MacGillivray, Energy and Resource Policy Division, Department of Finance, 140 O'Connor Street, Ottawa, Ontario, K1A 0G5. Tel.: (613) 992-2151.

329-FIN

OFFSHORE AREA EXEMPTION REGULATION

The regulation would exempt from the tax payable under the Nova Scotia Offshore Retail Sales Tax Act, certain large vessels and equipment used to repair them, transfers of property between related persons and corporations, and goods on which tax had already been paid.

Anticipated Impact: These provisions would provide tax relief in the situations described above. The absolute level of the impact is difficult to assess.

Statutory Authority: Nova Scotia Offshore Retail Sales Tax Act, S.C. 1984, c. 29, subsection 48(2).

Expected Date of Publication: It is anticipated that the regulation will be republished in the winter of 1988.

Contact: Allan MacGillivray, Energy and Resource Policy Division, Department of Finance, 140 O'Connor Street, Ottawa, Ontario, K1A 0G5. Tel.: (613) 992-2151.

330-FIN

DRILLING RIGS REGULATION

The regulation would reduce the amount of tax payable on offshore drilling rigs under the Nova Scotia Offshore Retail Sales Tax Act to a prorated amount over a number of years.

Anticipated Impact: The regulation would relieve a portion of the tax liability in respect of offshore drilling rigs. The absolute level of this has not yet been assessed.

Statutory Authority: Nova Scotia Offshore Retail Sales Tax Act, S.C. 1984, c. 29, paragraph 48(2)(b).

Expected Date of Publication: It is anticipated that the regulation will be republished in the winter of 1988.

Contact: Allan MacGillivray, Energy and Resource Policy Division, Department of Finance, 140 O'Connor Street, Ottawa, Ontario, K1A 0G5. Tel.: (613) 992-2151.

331-FIN

NOVA SCOTIA SALES TAX RATE OF INTEREST REGULATION

The regulation would set the rate of interest payable on late remittances of tax payable under the Nova Scotia Offshore Retail Sales Tax Act to equal the rate on Government of Canada Treasury Bills.

Anticipated Impact: It is expected that this rate of interest, in combination with the five percent penalty specified in the act, would substantially eliminate any incentive for taxpayers to not remit taxes promptly. Late payment of tax is not currently a problem.

Statutory Authority: Nova Scotia Offshore Retail Sales Tax Act, S.C. 1984, c. 29, subparagraph 58(1)(b)(iv).

Expected Date of Publication: It is anticipated that the regulation will be republished in the winter of 1988.

Contact: Allan MacGillivray, Energy and Resource Policy Division, Department of Finance, 140 O'Connor Street, Ottawa, Ontario, K1A 0G5. Tel.: (613) 992-2151.

332-FIN

CANADA PENSION PLAN ACT REGULATION

The regulation will set out the method by which the Minister of Finance will extend the contributions rate schedule if there is no federal-provincial agreement to do so at the five-year reviews.

Anticipated Impact: In the unlikely event that the minister of Finance and ministers of the provinces will not be able to agree on an extended schedule of contribution rates on five separate reviews over 20 years, the regulation could eventually establish CPP contribution rates after 2011. Even if the schedule is extended by the regulation from time to time, subsequent quinquennial reviews by ministers could change these rates before they actually became effective.

Statutory Authority: An Act to amend the Canada Pension Plan Act and Federal Court Act, S.C. 1986, c. 38, sections 104(1)(d)(i), 116(5).

Expected Date of Publication: It is anticipated that the regulation will be republished in the winter of 1988.

Contact: George Marshall, Social Policy Division, Department of Finance, 140 O'Connor Street, Ottawa, Ontario, K1A 0G5. Tel.: (613) 992-7329.

333-FIN

**AMENDMENT TO INCOME TAX REGULATIONS
(FLOW-THROUGH SHARE RULES)**

Under the flow-through share provisions of the Income Tax Act, holders of qualifying shares in a resource corporation may deduct resource expenditures (such as Canadian exploration expense) that are incurred by the corporation and then renounced to the shareholders. These regulations define the "prescribed shares" which do not qualify as flow-through shares. They reflect the changes announced in the White Paper on Tax Reform tabled in the House of Commons on June 18, 1987. A draft of these regulations was released to the public by way of Department of Finance press release dated June 18, 1987.

Anticipated Impact: These regulations are being introduced in order to provide certainty in the application of the flow-through share provisions contained in the Income Tax Act.

Statutory Authority: Section 221 of the Income Tax Act, S.C. 1986, c. 55, s. 75.

Expected Date of Publication: It is anticipated that these regulations will be republished in the spring of 1988.

Contact: Davine Roach, Tax Policy Officer, Tax Policy and Legislation Branch, Department of Finance, 140 O'Connor Street, Ottawa, Ontario, K1A 0G5. Tel.: (613) 992-5637.

334-FIN

**AMENDMENT TO INCOME TAX REGULATIONS
(TECHNICAL AMENDMENTS CONSEQUENTIAL
TO BILLS C-72 AND C-84)**

These regulations are purely technical in nature and are consequential to changes made to the Income Tax Act by Bills C-72 and C-84. These amendments correct cross-references to Income Tax Act provisions which have been changed, correct the French version of the regulations in order to ensure conformity of both official languages and change certain headings in the regulations.

Anticipated Impact: These regulations will have minimal impact on taxpayers because they are purely technical and consequential to changes made to the Income Tax Act.

Statutory Authority: Section 221 of the Income Tax Act, S.C. 1986, c. 55, s. 75.

Expected Date of Publication: It is anticipated that these regulations will be republished in January of 1988.

Contact: William Johnston, Tax Policy Officer, Tax Policy and Legislation Branch, Department of Finance, 140

O'Connor Street, Ottawa, Ontario, K1A 0G5. Tel.: (613) 992-5636.

335-FIN

**AMENDMENT TO INCOME TAX REGULATIONS
(CONSEQUENTIAL TO THE FEBRUARY 1987
BUDGET)**

Amendments to the Income Tax Regulations will be introduced in 1988 that are consequential to the February, 1987 Budget. These amendments will be strictly technical in nature and consequential to amendments made to the Income Tax Act.

Anticipated Impact: The potential impact of these regulations will be minimal. Most of them are purely technical in nature in that they are consequential to changes announced to the Income Tax Act and Regulations in the February, 1987, Budget. For greater detail, reference should be made to the Budget Papers tabled in the House of Commons with the February 26, 1987, Budget.

Statutory Authority: Section 221 of the Income Tax Act, S.C. 1986, c. 55, s. 75.

Expected Date of Publication: It is anticipated that the regulations will be republished in the spring of 1988.

Contact: William Johnston, Tax Policy Officer, Tax Policy and Legislation Branch, Department of Finance, 140 O'Connor Street, Ottawa, Ontario, K1A 0G5. Tel.: (613) 992-5636.

336-FIN

**AMENDMENT TO INCOME TAX REGULATIONS
(PENSIONS)**

On October 9, 1986, the Minister of Finance tabled in the House of Commons a document entitled "Saving for Retirement." This document proposed to substantially alter the present system of tax assistance provided for retirement savings. Part of the proposals are intended to change the method by which the maximum RRSP contribution for individuals is determined. These regulations will determine the maximum amount that an individual can contribute in a taxation year. In addition to the pension adjustment regulations, there are also regulations consequential to the tabling of the pension reform legislation.

Anticipated Impact: These regulations are strictly consequential to the tabling of the pension reform legislation. They are purely technical in nature in that they provide for the manner in which all individuals are to calculate their annual RRSP contribution room. The whole pension reform proposals are intended to address the current inequities that exist in the amount of tax-assistance taxpayers are receiving in their savings for retirement. The

whole pension reform goal is to provide equal tax assistance for all taxpayers regardless of the type of retirement savings plan they contribute to.

Statutory Authority: Section 221 of the Income Tax Act, S.C. 1986, c. 55, s. 75.

Expected Date of Publication: It is anticipated that these regulations will be republished in the fall of 1988.

Contact: William Johnston, Tax Policy Officer, Tax Policy and Legislation Branch, Department of Finance, 140 O'Connor Street, Ottawa, Ontario, K1A 0G5. Tel.: (613) 992-5636.

337-FIN

AMENDMENT TO INCOME TAX REGULATIONS (REGULATIONS ON COMMON LAW MAINTENANCE)

Paragraph 56(1)(c.1) and section 56.1 of the Income Tax Act provide for the inclusion of all amounts received by a common law spouse from a taxpayer pursuant to an order made under a provincial family law statute as an allowance payable on a periodic basis for the maintenance of the spouse or their children. Paragraph 60(c.1) and section 60.1 of the act allow the taxpayer to deduct these amounts in computing his income. To qualify for this deduction, the taxpayer and the former common law spouse must be living apart and be in a class of persons prescribed by regulation. Section 6502 of the Income Tax Regulations prescribes the class of person for the purpose of paragraphs 56(1)(c.1) and 60(c.1) and sections 56.1 and 60.1 of the act. Currently only taxpayers described in the Family Law Reform Act R.S.O. 1980, c. 152 are in the prescribed class of taxpayers. The amendments to be made to section 6502 will add various other provincial family law acts which provide for maintenance obligations between common law spouses and replace the Family Law Reform Act with the new Family Law Act of Ontario.

Anticipated Impact: These amendments will add to the list of prescribed class of persons eligible to deduct maintenance paid to a common law spouse.

Statutory Authority: Section 221, Income Tax Act, S.C. 1986, c. 55, s. 75.

Expected Date of Publication: It is anticipated that these regulations will be republished in the fall of 1988.

Contact: Anne Marie Smith, Tax Policy Officer, Tax Policy and Legislation Branch, Department of Finance, 140 O'Connor Street, Ottawa, Ontario, K1A 0G5. Tel.: (613) 992-0049.

338-FIN

AMENDMENT TO INCOME TAX REGULATIONS (CONSEQUENTIAL TO BILL C-23)

Bill C-23 implemented proposals that were outlined in the February 1986 budget. Regulations relating to salary deferral arrangements, prescribed financial institutions and other technical amendments will be made consequentially to this bill.

Anticipated Impact: These regulations are technical in nature and do not in themselves have a large impact. Reference should be made to the 1986 Budget Papers for discussion of the impact of these changes.

Statutory Authority: Section 221, Income Tax Act, S.C. 1986, c. 55, s. 75.

Expected Date of Publication: It is anticipated that these regulations will be republished in the spring of 1988.

Contact: William Johnston, Tax Policy Officer, Tax Policy and Legislation Branch, Department of Finance, 140 O'Connor Street, Ottawa, Ontario, K1A 0G5. Tel.: (613) 992-5636.

339-FIN

AMENDMENT TO INCOME TAX REGULATIONS (PREFERRED SHARE FINANCING)

On June 18, 1987, the Minister of Finance tabled in the House of Commons legislation on preferred share financing. This new legislation addressed the problem of after-tax financing through the use of preferred shares by introducing a special tax on preferred share dividends. As a result of these changes, consequential amendments to the Income Tax Regulations are necessary.

Amendments will be required to Parts LIII and LXII of the Income Tax Regulations. Generally, the amendments to Part LIII will incorporate into the Part I instalment base the new Part VI.1 tax and will provide the basis for the determination of the first and second instalment base of a corporation for the purposes of section 157 of the act.

The amendments to Part LXII provide for a new definition of prescribed share for the purposes of paragraph (f) of the definition "term preferred share" in subsection 248(1) of the act. In addition, the amendments to Part LXII will provide the definition of a prescribed share for the purposes of the definition "taxation SFI share" in subsection 248(1) of the Income Tax Act. A "taxable SFI share" is a share issued before 8:00 p.m. EDT, June 18, 1987, which is not a term preferred share, short-term preferred share or a share issued by a corporation in financial difficulty as described in paragraph (e) of the definition "term preferred share" in subsection 248(1) of the act where the amount of any dividend paid on such a share is fixed or limited to a maximum or minimum amount or the amount that a shareholder is entitled to

receive for the share upon the dissolution, liquidation or winding-up of the issuing corporation is fixed or limited to a maximum or minimum amount.

Anticipated Impact: The revenue loss associated with after-tax financing arrangements is linked to the build-up of unused accelerated deductions and tax credits over the last decade. As a consequence, many profitable corporations are not subject to tax on their earnings, although they are in a position to pay dividends. Because of the special relief provided in the tax system to both individuals and corporate shareholders, the cost of financing through the use of preferred shares may be significantly lower than the cost of a debt issue in circumstances where the issuer of the security instrument is not currently taxable. While the relief at the shareholder level is appropriate in order to alleviate the double taxation of corporate earnings, such relief is difficult to justify where the earnings from which dividends are paid have not been subject to tax at the corporate level. This is particularly true for corporate recipients of dividends because of the intercorporate dividend deduction in section 112 of the act. In these circumstances, the use of preferred shares rather than debt becomes a form of after-tax financing. The cost of this benefit is borne in large measure by the federal and provincial governments through reduced tax revenues. These regulations are consequential upon the introduction of the legislative changes to the Income Tax Act restricting after-tax financing arrangements.

Statutory Authority: Section 221 of the Income Tax Act, S.C. 1986, c. 55, s. 75.

Expected Date of Publication: It is anticipated that these regulations will be prepublished in the early part of 1988.

Contact: Donald Sugg, Tax Policy Officer, Tax Policy and Legislation Branch, Department of Finance, 140 O'Connor Street, Ottawa, Ontario, K1A 0G5. Tel.: (613) 996-5891.

FISHERIES AND OCEANS

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Roles and Responsibilities

The major responsibilities of the Department of Fisheries and Oceans (DFO) include fisheries management and research in coastal and certain inland waters, fisheries economic development and marketing, international fisheries negotiations, oceanographic research, hydrographic surveying and charting, and the development and administration of fishing and recreational harbours, in all parts of Canada.

The federal government, under section 91(12) of the British North America Act, has exclusive legislative jurisdiction over Canada's fisheries in coastal and inland waters. DFO is fully responsible for the management of all fisheries, both marine and freshwater. The administration and enforcement of fisheries legislation has been delegated, in varying degrees, to the Provinces of Quebec, Ontario, Manitoba, Saskatchewan, Alberta and British Columbia. In British Columbia, the fisheries for marine and anadromous species (i.e. fish that migrate from freshwater to sea) are managed by the federal department, while the provincial government administers the regulation of freshwater fisheries. In Quebec, all freshwater, anadromous and catadromous (eels) species are dealt with by the provincial government, with the remaining marine species the responsibility of the federal authorities. The inspection of fish and fishery products for trade outside provincial boundaries is undertaken by the federal government in all areas of Canada. In the Prairie provinces and Ontario, the Provinces administer the regulation of all freshwater fisheries within their respective boundaries.

Legislative Mandate

The main legislative authority of DFO is the Fisheries Act. Under this Act, regulations are established to control such matters as the timing, length and scope of fishing seasons; type of harvesting equipment that may be used; catch quotas; protection of fish habitat; poaching; etc.

Another important piece of legislation for which DFO is responsible is the Fish Inspection Act. Regulations made under this Act ensure that the harvesting and processing of fish is conducted under approved hygienic conditions for the protection of the consumer. DFO inspectors are also responsible for checking that all imported fish products comply with established standards.

The Minister of Fisheries and Oceans is responsible for the following acts:

- Coastal Fisheries Protection Act
- Fisheries Act
- Fisheries Development Act
- Fisheries Improvement Loans Act
- Fisheries Prices Support Act
- Fisheries and Oceans Research Advisory Council Act
- Fish Inspection Act
- Fishing and Recreational Harbours Act
- Freshwater Fish Marketing Act

- Great Lakes Fisheries Convention Act
- Northern Pacific Halibut Fisheries Convention Act
- North Pacific Fisheries Convention Act
- Pacific Fur Seals Convention Act
- Saltfish Act
- Territorial Sea and Fishing Zones Act
- Atlantic Fisheries Restructuring Act

ALBERTA FISHERY REGULATIONS

340-DFO

REVISION OF SPORT FISHING LICENCE FEE

The proposed amendment is to double the fee for a sport fishing licence from \$5.00 to \$10.00.

Anticipated Impact: Some sport fishermen will object to raising the fee for a sport fishing licence. However, the fee at \$10 per annum is still considered low. Also, all Canadian residents over 65 years of age and all youths under 16 years do not require a sport fishing licence to sport fish in Alberta. A positive benefit is the movement by Alberta toward cost recovery for the provincial fishery management program. Present licence revenues account for about 30% of the annual program costs of \$3.4 million. A sportfishing licence fee increase will move cost recovery to nearly 65%.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 8.

Expected Date of Publication: January, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Deryl Empson, Regulations Officer, Fish and Wildlife Division, Forestry, Lands and Wildlife, Main Floor, North Tower, Petroleum Plaza, 9945-108 Street, Edmonton, Alberta, T4K 2G6. Tel.: (403) 427-6735.

341-DFO

HOUSEKEEPING AMENDMENTS

The proposed amendments include corrections to spelling, place names, schedules and errors resulting during a complete revision of the Alberta Fishery Regulations in 1986/87. Schedules of waters used to set close times and quotas are expanded to permit more specific management of individual waters for fish conservation purposes.

Anticipated Impact: No negative impacts are associated with these proposed amendments. People fishing in Al-

berta will have a clearer understanding of what fishery regulations apply and where, as a result of correcting errors in the 1986/87 amendment. Fishing season and quota opportunities will expand as a result of the additional details in the close time and quota schedules. Certain specific waters will remain open when either the general season closes or the quota is taken.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: January, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Deryl Empson, Regulations Officer, Fish and Wildlife Division, Forestry, Lands and Wildlife, Main Floor, North Tower, Petroleum Plaza, 9945-108 Street, Edmonton, Alberta, T4K 2G6. Tel.: (403) 427-6735.

ATLANTIC FISHERY REGULATIONS

342-DFO

AMENDMENT TO ESTABLISH APPROPRIATE SCALLOP MEAT COUNTS

Under a current regulation the offshore scallop fleet is restricted to one scallop meat count in Subdivision 5Ze, Divisions 4X, 4VW and Subdivision 3Ps and the inshore scallop fleet is restricted to that same count only when fishing in 5Ze. This regulation is not biologically appropriate for all areas and favours the inshore fleet in all areas except 5Ze. This proposal will establish a more biologically appropriate meat count for each area identified and correct inequities in application between the two fleets. This proposal is anticipated to come into effect by December 1, 1987, and does not contain a sunset provision.

Anticipated Impact: Depending on what level meat counts are set at, some short-term costs to the inshore fleet may be experienced because of the reduced number of legal scallops that will be available to them. Short-term and long-term positive economic benefits will be felt by the offshore fleet since it is likely the meat counts will be increased somewhat for areas other than 5Ze, thereby making more legally harvestable scallops available immediately.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: October, 1987 (prepublication in *Canada Gazette* Part I).

Contact: Hank Scarth, Chief, Resource Allocation Branch, Department of Fisheries and Oceans, P.O. Box 550, Halifax, N.S., B3J 2S7. Tel.: (902) 426-5952.

343-DFO

AMENDMENT TO IMPOSE MANDATORY ADVANCE REPORTING OF SCALLOP LANDINGS FROM OFFSHORE SCALLOP VESSELS AND INSHORE SCALLOP VESSELS FISHING GEORGES BANK

This proposal will allow effective enforcement of scallop meat counts, total allowable catch, and enterprise allocations through requiring advance notice of a scallop vessel's intention to land its catch at a specific time and place. This will enable fishery officers to meet these vessels to ensure compliance. This proposal is planned to come into effect on December 1, 1987, and does not contain a sunset provision.

Anticipated Impact: No negative impact on any sector is anticipated. Companies and fishermen operating scallop vessels would merely be required to pass such information to fishery officers. The amendment will enable fishery officers to meet these vessels to ensure compliance of scallop meat counts, total allowable catches, and enterprise allocations. The diversity of landings, places and times currently makes effective enforcement in this fishery difficult.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: October, 1987 (prepublication in *Canada Gazette* Part I).

Contact: Hank Scarth, Chief, Resource Allocation Branch, Department of Fisheries and Oceans, P.O. Box 550, Halifax, N.S., B3J 2S7. Tel.: (902) 426-5952.

344-DFO

AMENDMENT TO ESTABLISH CONSERVATION CONTROLS FOR SCALLOP FISHING IN THE BAY OF FUNDY NORTH OF LATITUDE 43°40'N

Scallop Seminar participants determined that ring size restrictions (to allow the escape of small scallops), maximum scallop drag width (to control fishing effort), and gear design restrictions (to minimize mortality) would be effective conservation and stock restoration measures for the Bay of Fundy inshore grounds. Current regulations only define scallop drag and therefore effective conservation controls on fishing gear cannot be introduced. This amendment is planned to come into effect on December 1, 1987, and does not contain a sunset provision.

Anticipated Impact: There will be a minor cost to the industry for gear modification to conform to regulation. The long-term impact will be to help stabilize and rebuild the inshore scallop resource base and thereby provide a more secure future upon which the inshore fleet can plan their fishing activities.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: October, 1987 (prepublication in *Canada Gazette* Part I).

Contact: H.H. Scarth, Chief, Resource Allocation Branch, Department of Fisheries and Oceans, P.O. Box 550, Halifax, N.S., B3J 2S7. Tel.: (902) 426-5952.

345-DFO

PROPOSED REGULATION TO ESTABLISH MINIMUM FISH SIZE FOR DEFINED SPECIES

Regulations are to be developed in the interest of enhancing specific stock recruitment by limiting the size of certain species retained. This regulatory effort is designed to allow juvenile fish to grow to larger sizes in order to: 1) allow for spawning and additional recruitment of stocks before capture; 2) build total biomass and landings; and 3) increase returns to the industry by enhancing catches and catch rates and ensuring the landing of fish in the higher price ranges. Tentative species include cod, haddock and pollock, while tentative size has been identified as a prohibition to retaining such species less than 16 inches in length. This proposal is planned to come into effect on December 1, 1987, and does not contain a sunset provision.

Anticipated Impact: The introduction of a minimum fish size will result in changes to established fishing patterns and may cause disruptions in operations of some fisheries as fishermen attempt to avoid small fish. If fishing patterns require dramatic alterations, lost fishing time and potentially poorer landings from new fishing grounds may create additional costs initially. Over the longer term the benefits derived from harvesting fewer larger fish more efficiently will provide cost benefits to the industry.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: October, 1987 (prepublication in *Canada Gazette* Part I).

Contact: F. Gregory Peacock, Senior Advisor, Groundfish, Resource Allocation Branch, Department of Fisheries and Oceans, P.O. Box 550, Halifax, N.S., B3J 2S7. Tel.: (902) 426-5952.

346-DFO

AMENDMENT TO REDEFINE CLASS A AND C VESSELS

Discrepancies in competitiveness have led to inequities in the current groundfish quota management system, particularly regarding vessels based in Eastern Nova Scotia, Southwestern Nova Scotia and Southwestern Newfoundland. This proposal will sub-divide Class A and C vessels (fixed and mobile gear less than 19.8 m in overall length) into a number of component parts, which will more equitably guarantee an amount of fish for these vessels based on their traditional adjacency to the resource and historic catch performance. This change will be effected by amending the definition of Class A and C vessels and establishing appropriate variable close times for each newly defined component of Class A and C vessels. This proposal is anticipated to come into effect by December 1, 1987, and does not contain a sunset provision.

Anticipated Impact: This action will provide a greater opportunity to access available groundfish stocks by vessels adjacent to the resource, thereby enhancing the inshore, less mobile component of these fleets. It is estimated, for example, that in 1987, over 50% of the catches for these classes of vessels will be taken by the 45' - 64' component, which comprises 10% of the total number of vessels in these fleets.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: October, 1987 (prepublication in *Canada Gazette* Part I).

Contact: F. Gregory Peacock, Senior Advisor, Groundfish, Resource Allocation Branch, Department of Fisheries and Oceans, P.O. Box 550, Halifax, Nova Scotia, B3J 2S7. Tel.: (902) 426-5952.

347-DFO

AMENDMENT INTRODUCING A HERRING FISHING CONSERVATION AREA ON TRINITY LEDGE IN THE BAY OF FUNDY

The Trinity Ledge spawning ground has always been a major component of the entire 4WX fishery. Recent Canadian Atlantic Fisheries Scientific Advisory Committee assessments indicate that this stock has in recent years been subjected to a dramatically increased fishing effort during the stock's spawning period. It is currently estimated that a reduction of effort by 25% during the spawning period would significantly reduce the threat to the viability of this component of the fishery. This proposal will establish a control mechanism on Trinity Ledge which will protect spawning adult herring from overfishing and disruption. It is anticipated that this amendment will come into effect by December 1, 1987, and it does not contain a sunset provision.

Anticipated Impact: The potential biological impact would be to protect a portion of the 4WX herring spawning stocks from overfishing by restricting access to fishing for specified periods. The short-term impact of a closed conservation fishing area on the fishery participants (fishermen, vessel owners, and industry people) will be to exclude them from a significant portion of a very lucrative and highly marketable resource (the Japanese roe market). The proposed restrictions are even more significant for the participants in light of the recent deterioration of alternative traditional markets. The long-term impact will ensure a more stable resource base upon which the existing industry can depend in the future. The net benefits for all participants and society over a period of time (several years) is much greater than the short-term capital gains available by overfishing and depleting the resource to meet the current market situation.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: October, 1987 (prepublication in *Canada Gazette* Part I).

Contact: Norman Kimber, A/Senior Advisor, Pelagics, Resource Allocation Branch, Department of Fisheries and Oceans, P.O. Box 550, Halifax, N.S., B3J 2S7. Tel.: (902) 426-5952.

348-DFO

AMENDMENT TO REQUIRE MANDATORY WEIGHING OF SCALLOP MEATS

Currently DFO does not have the capability to accurately monitor the enterprise allocation (EA) and total allowable catch (TAC) quotas in place for the offshore scallop fishery. An amendment to require industry to weigh scallop meats at the time of landing from a vessel will ensure that the integrity of EA's and the TAC is maintained. This proposal is planned to come into effect on December 1, 1987, and does not contain a sunset provision.

Anticipated Impact: There will be an initial cost to industry in setting up scales and weighing facilities in order to comply with the mandatory weighing provision, although under existing practice most are already complying. The ability of DFO to monitor and enforce the TAC and EA's will be increased with the result being an orderly annual harvest and stable resource base in the future.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: October, 1987 (prepublication in *Canada Gazette* Part I).

Contact: Hank Scarth, Chief, Resource Allocation Branch, Department of Fisheries and Oceans, P.O. Box 550, Halifax, N.S., B3J 2S7. Tel.: (902) 426-5952.

349-DFO

AMENDMENT TO PROHIBIT VESSELS LESS THAN 19.8 M IN LENGTH USING OTTER TRAWLS IN THE WHITE HEAD HOLE DURING A SIX MONTH PERIOD

Before being closed in 1980, vessels greater than 19.8 m using otter trawls were disrupting cod stocks during winter fishing in the White Head Hole. The result was poor catches by inshore gear during the following summer fishery. At the time, only vessels greater than 19.8 m were active in that winter fishery. Currently, small vessels less than 19.8 m are fishing the area. This is having some disruption on cod stock migration into the Chedabucto Bay area, a traditional inshore summer fishing location. Additionally, large vessel owners are requesting re-entrance into the area given the selective nature of the closure to vessels greater than 19.8 m in length. The current closure is January 1 to June 30 for vessels greater than 19.8 m in length. The amendment would include in this closure vessels less than 19.8 m. This amendment is planned to come into effect on December 1, 1987, and does not contain a sunset provision.

Anticipated Impact: This closure would displace six eastern Nova Scotia vessels less than 19.8 m currently active in the area during the January to June closure. It will complete the universal application of the closure which, if opened fully, could have severe repercussions in terms of catch declines on the inshore sector.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: October, 1987 (prepublication in *Canada Gazette* Part I).

Contact: F. Gregory Peacock, Senior Advisor, Groundfish, Resource Allocation Branch, Department of Fisheries and Oceans, P.O. Box 550, Halifax, N.S., B3J 2S7. Tel.: (902) 426-5952.

350-DFO

AMENDMENT TO ESTABLISH SPECIFIC VESSEL CLASSES WITH CLOSE TIMES AND REVISE LICENCE FEES IN THE OFFSHORE SCALLOP FISHERY

Following extensive consultations with the offshore scallop industry through the Offshore Scallop Advisory Committee, an enterprise allocation (EA) scheme was concluded to be the best solution for long-term stability in the fishery. Industry then formalized an agreement which, as far as possible, shared the available resource equitably among the vessel owners. No mechanism is currently in place which ensures that once an owner has caught his allocation he can then be restrained from exceeding it. The establishment in regulations of specific vessel classes and close times for each EA holder will ensure the integrity of the scheme is maintained for ev-

everyone. This proposal is anticipated to come into effect by December 1, 1987, and it does not contain a sunset clause.

Anticipated Impact: Both short-term and long-term economic advantages to the scallop industry are anticipated. This proposal will allow the season to be closed when an EA is reached and will be consistent with the regulations now in place for groundfish, which, for the most part, is under an EA scheme.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: October, 1987 (prepublication in *Canada Gazette* Part I).

Contact: Hank Scarth, Chief, Resource Allocation Branch, Department of Fisheries and Oceans, P.O. Box 550, Halifax, N.S., B3J 2S7. Tel.: (902) 426-5952.

351-DFO

AMENDMENT TO ESTABLISH A LINE TO SEPARATE THE INSHORE AND OFFSHORE SCALLOP FISHING GROUNDS

A need has been identified by the Department of Fisheries and Oceans and the offshore scallop fleet to limit access to Georges Bank (5Ze) by the inshore scallop fleet in order to ensure long-term stability in the fishery. It is proposed that the inshore fleet would be phased off Georges Bank by 1989 and restricted to operations north of 43°40'N. latitude after that time. The offshore fleet would immediately be restricted to waters south of 43°40'N. latitude. This proposal is planned to be effective December 1, 1987, and does not contain a sunset provision.

Anticipated Impact: This proposed line was established on the basis of historical catch performance which indicated that the inshore fleet would not experience an overall catch reduction if excluded from Georges Bank but given exclusive access to the scallop resource north of 43°40'N. latitude.

The inshore fleet maintains that without access to Georges Bank during 1987 and 1988 they will suffer financial hardship, especially when the Bay of Fundy scallop stocks are at reduced levels.

The offshore scallop fleet, on the other hand, has agreed in 1986 and 1987 to a self-imposed total allowable catch (TAC) in an effort to bring stability to the Georges Bank fishery, which is now experiencing exceptionally good catch rates. Additionally they have entered into an enterprise allocation (EA) scheme which will allow for sound economic investment and fleet rationalization. They contend that with continued access to Georges Bank the inshore fleet has the potential to jeopardize the TAC and the long-term stability which now appears attainable. Without fleet separation on Georges Bank, enforcement of the meat count on the inshore

fleet and monitoring of their 8% quota in 1987 and 4% quota in 1988 will continue to be an acute problem.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: October, 1987 (prepublication in *Canada Gazette* Part I).

Contact: Hank Scarth, Chief, Resource Allocation Branch, Department of Fisheries and Oceans, P.O. Box 550, Halifax, N.S., B3J 2S7. Tel.: (902) 426-5952.

352-DFO

AMENDMENT TO: (A) AUTHORIZE A REGIONAL DIRECTOR GENERAL TO DESIGNATE PORTS AT WHICH HERRING CAUGHT BY MOBILE GEAR CAN BE LANDED; (B) REQUIRE AUTHORIZATION TO LAND THAT HERRING; AND (C) REQUIRE MANDATORY WEIGHING OF THAT HERRING AT THE TIME OF LANDING

The present inability of the Department of Fisheries and Oceans (DFO) to accurately monitor and enforce individual mobile gear vessel quotas (these quotas being part of a ten-year guarantee by government to industry) in the herring fishery stems from the complete lack of regulatory control governing landing sites, offloading and weighing. This proposal is planned to come into effect on December 1, 1987, and does not contain a sunset provision.

Anticipated Impact: There will be some initial cost to industry to set up scales or establish other weighing facilities to comply with the mandatory weighing provision. Increased ability of DFO to monitor and enforce the individual mobile gear vessel quotas with positive benefits for stock conservation and improvement.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: October, 1987 (prepublication in *Canada Gazette* Part I).

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353-DFO

SUBDIVISION OF LOBSTER FISHING AREAS 12, 13 AND 14

The year 1987 marked the first year where, in Newfoundland, standardized trap limits and trap tagging were introduced. Because of these new programs, the whole fishery has undergone close scrutiny from without and

within, resulting in this proposal being supported by the union, fishermen's associations and provincial authorities. It is proposed that 1) trap limits should be standardized; 2) some areas could support more fishing effort, and; 3) other areas should see a reduction in fishing effort. In order to carry out these proposals, regulatory change in the physical limits of the three lobster fishing areas is required. It is planned that this proposal will be in effect for the 1988 spring fishery and will not contain a sunset provision.

Anticipated Impact: Because of the support for this proposal coming from the fishermen and their associations, full co-operation is expected and it will be viewed as a positive move by DFO to control fishing effort, thereby protecting this valuable resource with all fishermen receiving an equitable share.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: October, 1988 (prepublication in *Canada Gazette* Part I).

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354-DFO

LOBSTER FISHING/MOBILE GEAR

Fishermen licensed for scallop and lobster are not, by present regulations, allowed to have scallop drags on board while tending their lobster traps. This creates an economical hardship for those fishermen. This also applies to groundfish fishermen. This is a proposal to have exemption for lobster fishing areas 23 to 26.

Anticipated Impact: This proposal will alleviate hardships imposed by present regulations, thereby enabling area fishermen to maximize profits and create higher cash flow.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: December, 1987 (prepublication in *Canada Gazette* Part I).

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355-DFO

ESTABLISHMENT OF A CLOSE TIME ONLY FOR VESSELS BASED OUTSIDE SECTOR 2

Following the development of an enterprise allocation system for Class C vessels based in Divisions 4R3Pn and a separate sector overlap quota for vessels based outside these divisions, a separate close time for each fleet component became necessary in order to terminate fishing activity when one or the other reached their quota. This proposal would effectively separate the two fleet components and permit the closure of one when its quota was attained but would not affect the other. This proposal is required prior to the start of the winter fishery of February 1, 1988.

Anticipated Impact: Access to a fishery by a fleet component whose quota when reached can be restricted without interference with another fleet component which still would have a portion of its quota remaining. This proposal would formalize in a legal sense a portion of the Atlantic Groundfish Management Plan which has been in place since 1982.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: December, 1987 (prepublication in *Canada Gazette* Part I).

Contact: B. Matte, Senior Advisor, Groundfish, Crab and Shrimp, Resource Allocation, Department of Fisheries and Oceans, Moncton, N.B., E1C 9B6. Tel.: (506) 857-7792.

356-DFO

CREATION OF A "BUFFER ZONE" BETWEEN MOBILE AND FIXED GEAR IN SOUTHERN LABRADOR

A history of conflict between fishermen using different gear types has plagued the fisheries. Presently, there are in regulations specific areas in which otter trawl fishermen are prohibited. This proposal will create another "buffer zone" similar to the one, established years ago, along the Quebec coastline west of the Quebec/Newfoundland border. This proposal was put forward by the two different gear type users and the Newfoundland Fishermen Food and Allied Workers Union. This amendment should be in effect for the spring 1988 season and will not contain a sunset clause.

Anticipated Impact: At most, minimal impact is foreseen as after meetings between fixed and mobile gear representatives a consensus was obtained. Voluntary compliance might be obtained but this proposal is required to prosecute any violators.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: January, 1988 (prepublication in *Canada Gazette* Part I).

Contact: B. Matte, Senior Advisor, Groundfish, Crab and Shrimp, Resource Allocation, Department of Fisheries and Oceans, Moncton, N.B., E1C 9B6. Tel.: (506) 857-7792.

357-DFO

AMENDMENT TO SECTIONS 45 AND 49 CONCERNING THE PROHIBITION OF USING MONOFILAMENT NETS IN THE HERRING AND MACKEREL FISHERIES

The restriction on the use of monofilament in gillnets for the herring and mackerel fisheries, Atlantic wide, was incorporated into the consolidation of the Atlantic Fishery Regulations, 1985, after consultation with industry, fishermen's associations and interdepartmental officials. Taking into account the time that it would take from the start of the consolidation process to its completion, adequate pre-notice to fishermen and manufacturers of monofilament netting was thought to have been achieved. Since the regulations have been in place continuing complaints from fishermen and manufacturing associations have been received by DFO officials to the effect that the restriction should not be effective Atlantic-wide but rather exceptions should be made due to the high volume of such nets being used in specific areas, i.e. northeastern New Brunswick and Quebec.

Consultations have taken place and will continue with all regions affected and all interested parties in order to settle this problem. If agreement on exceptions can be reached, it is anticipated that this amendment should be in force in late 1988 and it will not contain a sunset provision.

Anticipated Impact: At present, the situation is unacceptable to a large majority of New Brunswick and Quebec fishermen. Other regions have not been experiencing many problems, so the impact will be localized to specific areas within regions.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: January, 1988 (prepublication in *Canada Gazette* Part I).

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358-DFO

ESTABLISHMENT OF A TRIP LIMIT FOR BY-CATCH OF A PROHIBITED SPECIES OF GROUNDFISH FOR CLASS A, B, C AND D VESSELS

On numerous occasions in the past during glut situations, both at the request of industry and to prevent quota over-runs, it has been necessary to restrict the amount of fish that can be landed during any one trip in order to slow down the pace of this fishery. The regulatory authority to do this at the regional director-general's level has existed for certain NAFO Divisions for a number of years. In order to provide this same management flexibility in other areas, this proposal would amend Section 88(2) of the Atlantic Fishery Regulations, 1985 to include Divisions 4R, 4S and 4T. This proposal is required prior to the implementation of the Atlantic Groundfish Management Plan.

Anticipated Impact: Access by individual fishermen using Class A and C vessels would be controlled and would thus permit the orderly harvesting of a certain species of groundfish and permit: better rationalization of operations by processors during glut situations; better control of fishing activity as the quota is approached (prevention of over-runs); and better distribution (or sharing) of landings among participants in the fishery.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: January, 1988 (prepublication in *Canada Gazette* Part I).

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359-DFO

CREATION OF TWO SNOW CRAB FISHING ZONES AND CLOSE TIMES FOR PRINCE EDWARD ISLAND

The minister announced in November, 1984, that exploratory snow crab fishing permits for two exclusive inshore zones north and east of Prince Edward Island would be issued. Additional permits were announced by the minister in March, 1986. These two inshore zones must be defined in the Atlantic Fishery Regulations, 1985, both to restrict permit holders to the zones described and to prevent midshore fishermen from fishing in these zones. This proposal is required to be in effect prior to the start of the next snow crab season April 1, 1988.

Anticipated Impact: Access to and from these zones will be restricted and will serve to protect the inshore fishery from the midshore and vice versa.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: January, 1988 (prepublication in *Canada Gazette* Part I).

Contact: B. Matte, Senior Advisor, Groundfish, Crab and Shrimp, Resource Allocation, Department of Fisheries and Oceans, Moncton, N.B., E1C 9B6. Tel.: (506) 857-7792.

360-DFO

ATLANTIC HALIBUT FISHERY

Scientific advice is now available to delineate distinct management units for halibut in the Atlantic groundfishery. Consequently, regulatory amendments are required to provide for close times for vessels prosecuting the halibut fishery in NAFO divisions 3NO and 3Ps and NAFO area 4. It is planned to have these regulations come into effect by January 1, 1988. This proposal will not contain a sunset provision.

Anticipated Impact: The inclusion of halibut as a regulated species will mean that separate TACs and quotas will be established for this species. Fishermen will be limited to the quantity of halibut allocated based on scientific advice from DFO scientists. This will thus prevent overfishing of this valuable species and possibly enhance halibut catches over the medium to long term.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: November, 1987 (prepublication in *Canada Gazette* Part I).

Contact: R.J. Allain, Sr. Staff Officer, Department of Fisheries and Oceans, 200 Kent Street, Ottawa, Ontario, K1A 0E6. Tel.: (613) 990-0105.

361-DFO

AN AMENDMENT TO PROHIBIT THE SIMULTANEOUS CARRYING OF DUAL FISHING GEAR

Current regulations permit otter trawl vessels to carry both large (130 mm and greater) and small (less than 130 mm) mesh nets. The problem exists in the illegal use of the small-mesh net which may indiscriminately harvest species to which the 130 mm or greater mesh may apply. Existing regulation allows for a 10% by-catch of the 130 mm or greater restricted species when fishing with the less than 130 mm mesh on board. Enforcement of the large mesh requirement and protection of the stock, particularly the juveniles, would be better served if an absolute prohibition existed on carrying small-mesh gear during trips directed for the larger mesh species. With both gear types on board, enforcement officers

cannot determine if the larger mesh species were captured with small-mesh gear. The particular waters and species are to be identified through consultation. This proposal is planned to come into effect April 1, 1988, and does not contain a sunset provision.

Anticipated Impact: This action, while protecting against the indiscriminate harvest of species to which 130 mm mesh restrictions apply, may raise objection from the offshore companies who will argue they must carry both sets of gear to reduce costs. This cost would be predicated on a captain going after "what's available" when he is on station if his primary target species is not available.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

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362-DFO

CREATION OF A CO-MANAGEMENT SNOW CRAB FISHING ZONE AND CLOSE TIMES FOR THE QUEBEC LOWER NORTH SHORE AND THE NORTHWEST COAST OF NEWFOUNDLAND

The minister announced in July, 1986, that snow crab licences would be available to Quebec and Newfoundland fishermen in a new co-management inshore zone in the northern Gulf of St. Lawrence. (The area is bounded by Point Armour, Nameless Point and Table Point, Newfoundland and Monger Island, Quebec.) This new zone must be defined in the Atlantic Fishery Regulations, 1985, to restrict licence holders to this zone and to enforce a fishing season.

Anticipated Impact: Access to and from this zone will be restricted to licence holders. This jointly managed zone will permit Quebec and Newfoundland inshore snow crab fishermen to fish on an equal footing in an exclusive area restricted to the midshore fleet.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: April, 1988 (prepublication in *Canada Gazette* Part I).

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363-DFO

AMENDMENT TO MINIMUM SIZE OF LOBSTERS IN AREA 26B

The minimum carapace size of lobsters was increased in Lobster Fishing Area 26B in the summer of 1987. This was brought about at the request of the appropriate committees for the Cape Breton Island fishermen. With the minimum carapace size to increase by 1/16" per year, the regulations must reflect the increase in order to properly manage this fishery. This type of amendment will have to occur every year for the next three to four years. This must be in force by early spring 1988 and will not contain a sunset clause.

Anticipated Impact: Initially, landings and net revenues will be slightly lower than those normally experienced in the fishery. By 1989, benefits, through landings and revenues, are expected to increase appreciably with the implementation of this amendment. In addition, the amendment will improve the long-term stability of the stock.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: April, 1988 (publication in *Canada Gazette* Part II). No prepublication is requested as it is an accepted regulatory change that must be initiated each year in order that this program of carapace size increase continues.

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364-DFO

AMENDMENT TO REGULATE HARVESTING OF "STIMPSON'S SURF CLAM" AND TO ESTABLISH LICENSING FEES

Stimpson's surf clams are not currently regulated and, therefore, are not protected from over-exploitation. This proposal will establish licensing controls on the newly developing surf clam fishery on the Scotian Shelf, which will ensure proper harvesting and promote conservation. This will be accomplished by: a) adding Stimpson's surf clam to Schedule I; and b) amending Schedule II to reflect various licensing fees, depending on vessel size. This regulation change is scheduled to become effective November 1, 1987, and does not contain a sunset provision.

Anticipated Impact: Enhanced industry investment due to regulatory protection of the resource. Introduction of new technology offering additional employment at sea and in support industries ashore.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: October, 1987 (prepublication in *Canada Gazette* Part I).

Contact: Glen Jefferson, Senior Advisor, Invertebrates, Resource Allocation Branch, Department of Fisheries and Oceans, P.O. Box 550, Halifax, N.S., B3J 2S7. Tel.: (902) 426-5952.

365-DFO

AMENDMENT TO PROHIBIT THE LANDING OF LOBSTERS ON THE FIRST DAY OF THE OPEN SEASON IN LOBSTER FISHING AREAS 27 TO 39

The passage of the Atlantic Fishery Regulations, 1985 in January, 1986, removed the restriction that kept fishermen from landing lobsters the same day the traps were placed in the water at the beginning of the season. Lobster fishermen throughout the Scotia-Fundy Region have since become very vocal in insisting that this regulation be reinstated to ensure that orderly fishing will be maintained on future opening days. There does not appear to be any legal impediment to reinstating the regulation provided that the fishermen within each area identified are treated equally. This proposal is planned to come into effect on November 1, 1987, and does not contain a sunset clause.

Anticipated Impact: Fishermen have initiated the re-introduction of this restriction to provide for a more orderly and safe start to the lobster fishing season. This proposal is widely supported and will have minimal effect on income over the season.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: October, 1987 (prepublication in *Canada Gazette* Part I).

Contact: Glen Jefferson, Senior Advisor, Invertebrates, Resource Allocation Branch, Department of Fisheries and Oceans, P.O. Box 550, Halifax, N.S., B3J 2S7. Tel.: (902) 426-5952.

366-DFO

AMENDMENT TO ESTABLISH AN EXPANDED INSHORE SCALLOP CONSERVATION ZONE

The present regulation closes, for conservation purposes, a portion of the Bay of Fundy's most productive scallop zone for six months of the year. This amendment extends the closure from six miles from the coast to eight miles from the coast, thereby increasing the area of protection for the scallop resource. This amendment is planned to come into effect on December 1, 1987, and does not contain a sunset provision.

Anticipated Impact: Increases in scallop yield during the open six months of the year are expected to offset losses due to reduced fishing grounds during the closed fishery. Representatives of the scallop industry formally requested the expansion of the closed area at the September, 1986 Scallop Industry Seminar.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: October, 1987 (prepublication in *Canada Gazette* Part I).

Contact: H.H. Scarth, Chief, Resource Allocation Branch, Department of Fisheries and Oceans, P.O. Box 550, Halifax, N.S., B3J 2S7. Tel.: (902) 426-5952.

367-DFO

MIAWPUKEK BAND FOOD FISHERY

The Miawpukek Band of the Micmac Indians of Conne River, Newfoundland was granted status in 1984. The band petitioned the Minister of Fisheries and Oceans for an Atlantic salmon food fishery. Regulatory amendments are needed to provide for the licensing of this fishery and the tagging of salmon caught and to restrict the use of the salmon caught for food purposes. It is planned to have these regulations come into effect by January 1, 1988. This proposal will not contain a sunset provision.

Anticipated Impact: A food fishery in the estuary of the Conne River establishes a new harvesting sector for Atlantic salmon. Salmon taken in this fishery will not be available for harvest in the commercial or recreational fisheries nor will they contribute to spawning. The actual impact on productivity will not be known until detailed biological studies are completed.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: October, 1987 (prepublication in *Canada Gazette* Part I).

Contact: J. Moores, Staff Officer, Pelagics, Department of Fisheries and Oceans, P.O. Box 5667, St. John's, Newfoundland, A1C 5X1. Tel.: (709) 772-4594.

368-DFO

AMENDMENT TO REQUIRE THE MEASURING OF EACH FISH TO WHICH SIZE LIMITS APPLY, IMMEDIATELY UPON CAPTURE

The Lobster Fishery Regulations, for example, which were revoked when the Atlantic Fishery Regulations, 1985, came into force, required that a lobster be measured at the moment it was removed from the trap and if undersized it had to be returned to the water immediately. Recent court rulings indicate that the current regu-

lation dealing with the release of incidentally caught fish may not impose an immediate requirement upon fishermen to determine whether fish to which size limits apply are in legal possession. This amendment is planned to come into effect on December 1, 1987, and does not contain a sunset clause.

Anticipated Impact: The vast majority of fishermen continue to observe the practice of measuring lobsters upon capture and would have no objection to this proposal. This amendment will have no effect on income but will enhance conservation by improving the enforcement of minimum size limits.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: October, 1987 (prepublication in *Canada Gazette* Part I).

Contact: Glen Jefferson, Senior Advisor, Invertebrates, Resource Allocation Branch, Department of Fisheries and Oceans, P.O. Box 550, Halifax, N.S., B3J 2S7. Tel.: (902) 426-5952.

369-DFO

AMENDMENT TO ADJUST THE BOUNDARY LINE BETWEEN LOBSTER FISHING AREAS 32 AND 33

This proposal is in response to a request from the lobster fishermen in Areas 32 and 33. The present boundary does not reflect the historical fishing pattern in these Areas. It is proposed to change the location of the boundary line between Lobster Fishing Areas 32 and 33. This is to be done by amending Schedule XIII. It is planned to have this change come into effect by December 1, 1987. This proposal does not contain a sunset provision.

Anticipated Impact: This change affects only those lobster fishermen fishing in the area of the boundary line. Other than restricting them to fishing in either area, this amendment will have no impact on the fishermen.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: October, 1987 (prepublication in *Canada Gazette* Part I).

Contact: Glen Jefferson, Senior Advisor, Invertebrates, Resource Allocation Branch, Department of Fisheries and Oceans, P.O. Box 550, Halifax, N.S., B3J 2S7. Tel.: (902) 426-5952.

370-DFO

AMENDMENT TO REMOVE LOBSTER FISHING AREAS 37 AND 39 FROM THE REGULATIONS

During the consolidation process which resulted in passage of the Atlantic Fishery Regulations, 1985, no agreed-to solution was arrived at for the lobster boundary lines between Grand Manan and the southern coast of New Brunswick and the Digby shore of Nova Scotia. Consequently, regulations were adopted which created a "buffer zone" effect in the disputed areas so that fishermen from the three affected areas could continue in their traditional fishing patterns until a long-term regulated solution, agreed to by all concerned, could be reached. Discontent with the "buffer zone" areas has been expressed by fishermen and an equitable expansion of the boundaries of the three immediately adjacent Lobster Fishing Areas 34, 36 and 38, to include the waters enclosed by Areas 37 and 39, is the long-term required solution. This proposal is planned to be effective December 1, 1987, and does not contain a sunset provision.

Anticipated Impact: An equitably developed regulation will result in minimal disruption to fishermen's historical fishing patterns and minimal or no financial loss.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: October, 1987 (prepublication in *Canada Gazette* Part I).

Contact: Glen Jefferson, Senior Advisor, Invertebrates, Resource Allocation Branch, Department of Fisheries and Oceans, P.O. Box 550, Halifax, N.S., B3J 2S7. Tel.: (902) 426-5952.

371-DFO

AMENDMENT TO ESTABLISH A MINIMUM LEGAL SHELL HEIGHT FOR SCALLOPS

Interest has been expressed by some scallop industry representatives in landing scallops in the whole state for extraction of roes and rims onshore. With the meat count being the essential enforcement tool in this fishery and the sole method of maintaining the TAC and EA quotas, landing of scallops in the whole state could seriously jeopardize that meat count enforcement. There is, however, a scientific correlation between scallop shell height and meat size. By establishing minimum shell height regulations which correlate to the applicable meat counts in the different areas, quota integrity can be maintained for scallops landed in the whole state. This proposal does not contain a sunset provision.

Anticipated Impact: There will be economic advantages to industry through the marketing of roes and rims in addition to the scallop meats. Some adjustments in measuring techniques will be required by enforcement personnel when doing shell height sampling. Minor initial

costs for purchasing appropriate gauges to determine shell height will be incurred by the department.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: October, 1987 (prepublication in *Canada Gazette* Part I).

Contact: Hank Scarth, Chief, Resource Allocation Branch, Department of Fisheries and Oceans, P.O. Box 550, Halifax, N.S., B3J 2S7. Tel.: (902) 426-5952.

372-DFO

AMENDMENT TO PROVIDE THAT GROUND FISH ON BOARD A VESSEL SHALL BE DEEMED TO HAVE BEEN CAUGHT IN THE AREA FOR WHICH THE GROUND FISH LICENCE IS VALID

Subsection 88(2) of the Atlantic Fishery Regulations, 1985 provides for trip limits for Class A and Class C vessels fishing for groundfish in Subdivision 4Vn, Division 4VsW, 4X, 5Y and 5Z. Enforcement of these trip limits has become ineffective because the Crown is unable to prove to the satisfaction of the courts where the fish was actually caught. This inability to prove area of capture applies even in cases where the trip limit could not legally be fished anywhere except specified areas without violating licence conditions. This proposed amendment will remove the burden from the Crown to prove the impossible, thereby closing a loophole in the existing regulations. This amendment is planned to come into effect on April 1, 1988, and does not contain a sunset clause.

Anticipated Impact: The ability to enforce trip limits on these vessel classes will promote more orderly harvesting of certain groundfish species under the present conservation-oriented fishing plans and will benefit fish stocks. Some negative impacts will be felt by the larger vessels within these classes which, without enforceable trip limits, would be able to harvest a larger percentage of the quota.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

Contact: F. Gregory Peacock, Senior Advisor, Groundfish, Resource Allocation Branch, Department of Fisheries and Oceans, P.O. Box 550, Halifax, N.S., B3J 2S7. Tel.: (902) 426-5952.

373-DFO

RESTRICTED OTTER TRAWL FISHING, CABOT ISLAND - FUNK ISLAND, NEWFOUNDLAND

Increased use of fixed fishing gear on the Funk Island Banks, Newfoundland, has resulted in numerous complaints/protests from inshore fishermen regarding interference from large draggers (domestic and foreign) using otter trawls. There has been loss of and damage to fixed gear. It is proposed to extend the boundaries of the existing area off Cabot Island - Funk Island in which otter trawl fishing is prohibited. To effect this change it will be necessary to amend coordinates in Schedule XXXI to the Atlantic Fishery Regulations, 1985. It is planned to have these changes come into effect by March 1, 1988. This proposal will not contain a sunset provision.

Anticipated Impact: The geographical extension being proposed does not encompass a large area in relation to the existing closed area and would have minimal/negligible effect on either the domestic or foreign fishing fleets which have operated in the area during the past.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: December, 1987 (prepublication in *Canada Gazette* Part I).

Contact: C. Best, Staff Officer, Groundfish, Department of Fisheries and Oceans, P.O. Box 5667, St. John's, Newfoundland, A1C 5X1. Tel.: (709) 772-4594.

374-DFO

REVISION TO THE BOUNDARIES OF THE LONG HARBOUR, NEWFOUNDLAND, NO-FISHING AREA SET OUT IN SECTION 112

Local fishermen and the Long Harbour, Placentia Bay Development Association, Long Harbour, Newfoundland, request that the no-fishing area adjacent to the ERCO Phosphorus Plant, Long Harbour, be reviewed. It is proposed that the boundaries be revised to open to fishing some of the waters now closed. This proposal is planned to come into effect by April 1, 1988, and it does not contain a sunset provision.

Anticipated Impact: No negative impact on any sector is anticipated. Local fishermen would benefit by having more grounds on which to fish.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: December, 1987 (prepublication in *Canada Gazette* Part I).

Contact: G.W. Snow, Senior Advisor, Habitat, Department of Fisheries and Oceans, P.O. Box 5667, St. John's, Newfoundland, A1C 5X1. Tel: (709) 772-2442.

375-DFO

SUPPLEMENTARY CRAB FISHERY CLOSE TIME, NEWFOUNDLAND REGION

The supplementary crab fishery has been managed by attaching conditions to licences. This has not proven completely satisfactory in regulating the length of the fishing season. It is proposed to add a close time for this fishery to Crab Fishing Areas 1 to 11 in Schedule XII. This proposal is planned to come into effect on April 1, 1988 and it does not contain a sunset provision.

Anticipated Impact: A close time in regulations will enable the Department to more effectively manage quotas and prevent overruns. This proposal will have no adverse effects on fishermen.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: December, 1987 (prepublication in *Canada Gazette* Part I).

Contact: G. Brocklehurst, Staff Officer, Shellfish, Department of Fisheries and Oceans, P.O. Box 5667, St. John's, Newfoundland, A1C 5X1. Tel.: (709) 772-2320.

376-DFO

REMOVAL OF SECTION 89, RESTRICTION ON ENGINE BRAKE HORSEPOWER (BHP)

As a result of substantial overfishing of Gulf groundfish stocks in the early 1970s, a restriction on brake horsepower for non-Gulf-based vessels over 100 feet Length Over All was implemented to conserve stocks. The present enterprise allocation scheme of individual company quotas renders this restriction superfluous and it will not be applied in 1988.

Anticipated Impact: All Atlantic groundfish quotas for the offshore fleet are presently part of enterprise allocations with individual offshore companies allocated specific quotas of groundfish. The removal of the 1050 BHP designation will permit offshore companies to rationalize their fishing plans and utilize any of their vessels to fish their specific quotas in the Gulf. Gulf-based companies will not be affected because they, too, have specific quotas allocated to them and are therefore protected regardless of the BHP of the vessels used by the companies with non Gulf-based vessels.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: December, 1987 (prepublication in *Canada Gazette* Part I).

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377-DFO

COD TRAPS/CLOSE TIMES

At the present time there is no season for cod trap fishermen along the western shore of Newfoundland and Southern Labrador. Each year, thousands of salmon are caught and retained by these fishermen. Setting up a close time will mean that these operators will have to adhere to a very easily enforceable regulation. Implementation is planned for early spring of 1988.

Anticipated Impact: Because of the nature of the problem, any significant effect will not be easily discernible but if the salmon stocks are to be revived, this amendment will be of assistance.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: January, 1988 (prepublication in *Canada Gazette* Part I).

Contact: B. Matte, Senior Advisor, Groundfish, Crab and Shrimp, Resource Allocation, Department of Fisheries and Oceans, Moncton, N.B., E1C 9B6. Tel.: (506) 857-7792.

378-DFO

AMENDMENT TO AUTHORIZE MOBILE GEAR TO BE ON BOARD A VESSEL ENGAGED IN LOBSTER FISHING

Fishermen licensed for both scallop and lobster fishing are not authorized by the present regulations to have mobile gear on board their vessel when engaged in lobster fishing. The purpose of this regulation is to prevent lobsters incidentally caught in mobile gear from being retained under the guise that they were caught in lobster traps. There are, however, areas where the numbers of lobsters incidentally caught in mobile gear, particularly scallop drags, is insignificant, and section 61 of the regulations will be amended to reflect such areas. This proposal is planned to come into effect by April 1, 1988, and does not contain a sunset clause.

Anticipated Impact: This will alleviate unnecessary economic hardship on those fishermen in areas where incidental lobster catches in mobile gear are insignificant.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Greg Stevens, Regulations Officer, Regulatory and Legal Affairs Branch, Department of Fisheries and Oceans, P.O. Box 550, Halifax, N.S., B3J 2S7. Tel.: (902) 426-2473.

379-DFO

AN AMENDMENT TO PROHIBIT THE CARRYING ON BOARD OF SCALLOP FISHING GEAR IN CERTAIN CLOSED AREAS

The current regulations permit carrying scallop gear on board a vessel in closed areas and during closed times for scallop fishing provided that the gear is unshackled and stowed. This makes it easier for vessels transiting closed scallop fishing areas, which cannot be avoided, on their way to port from open scallop fishing areas. There are areas for which certain closures apply, such as Georges Bank, where vessels licensed for scallops but fishing for other species maintain their scallop gear on board, unshackled and stowed. However, this gear can be quickly rigged for scallop fishing as soon as enforcement personnel are not visible. This amendment will significantly curb this type of activity by absolutely prohibiting the carrying of scallop gear on board in certain areas. This proposal is planned to come into effect on April 1, 1988, and does not contain a sunset clause.

Anticipated Impact: No negative impact is anticipated for fishermen fishing in conformity with the regulations pertaining to closed scallop fishing areas. Less costly and more effective enforcement will result in dealing with those seeking access to closed scallop fishing areas under the pretense of fishing for other species.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

Contact: H.H. Scarth, Chief, Resource Allocation Branch, Department of Fisheries and Oceans, P.O. Box 550, Halifax, N.S., B3J 2S7. Tel.: (902) 426-5952.

380-DFO

AMENDMENT TO REQUIRE THE MANDATORY USE OF ESCAPE MECHANISMS IN LOBSTER TRAPS IN CERTAIN LOBSTER FISHING AREAS IN THE SCOTIA-FUNDY REGION

There is a high mortality rate in undersized or juvenile lobsters once they have been caught in lobster traps. This mortality rate can be attributed to damage caused by handling and also greater exposure to natural predators once released back to the sea. This proposed amendment will make the use of escape mechanisms mandatory for certain Lobster Fishing Areas in the Scotia-Fundy Region. This proposal is planned to come into effect on April 1, 1988, and does not contain a sunset clause.

Anticipated Impact: The regulations will be designed to allow fishermen the flexibility to choose one of several types of escape mechanisms. For those fishermen who choose to use lath spacing, no costs will be incurred.

For those who choose to use manufactured devices to permit the escape of small lobsters, some costs will result. Benefits to fishermen and to the lobster stocks should occur the year immediately following mandatory use of these mechanisms.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Glen Jefferson, Senior Advisor, Invertebrates, Resource Allocation Branch, Department of Fisheries and Oceans, P.O. Box 550, Halifax, N.S., B3J 2S7. Tel.: (902) 426-5952.

381-DFO

AMENDMENT RESPECTING "REGISTERED LENGTH" DEFINITION FOR FISHING VESSELS

Establishment of a definition for "registered length" will eliminate the requirement for expert witness testimony in certain court proceedings under section 106. This amendment is planned to come into effect on April 1, 1988, and does not contain a sunset provision.

Anticipated Impact: No negative impact is anticipated. Reduced costs and time savings will result where court proceedings are instituted.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Greg Stevens, Regulations Officer, Regulatory and Legal Affairs Branch, Department of Fisheries and Oceans, P.O. Box 550, Halifax, N.S., B3J 2S7. Tel.: (902) 426-2473.

382-DFO

CO-ORDINATES OF CAPE NORTH, CAPE BRETON ISLAND

An error in the geographical description of Cape North, which is the division point between the Gulf Region and Scotia-Fundy Region, has resulted in the inability to legally enforce many regulations. Correction of this error is required as soon as possible as all sectors of fisheries in the two regions are adversely affected.

Anticipated Impact: Correction of this error will allow for enforcement of regulations. Non-implementation will result in chaos.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: April, 1988 (publication in *Canada Gazette* Part II).

Contact: K. Robertson, Regulations Officer, Conservation and Protection, Department of Fisheries and Oceans, Moncton, N.B., E1C 9B6. Tel.: (506) 857-7799.

383-DFO

CLOSE TIMES FOR CLASS A AND C VESSELS

These amendments are necessary to control access to fisheries. A means of controlling Class A and C vessels with home ports in Divisions 2J, 3K, 3L and Subdivision 3Ps is needed where these vessels are fishing in waters not adjacent to their home ports. Close times are required in order to better control and manage haddock (*Melanogrammus aeglefinus*), halibut (*Hippoglossus hippoglossus*) and pollock (*Pollachius virens*) in Division 3NO and Subdivision 3Ps. This proposal is planned to come into effect early in 1988 and it does not contain a sunset provision.

Anticipated Impact: This proposal will have a positive impact on those affected by it. It will protect fishing quotas for those adjacent to the resource and guarantee quotas for those fishing in waters not adjacent to their home ports. The close times for haddock, halibut and pollock in 3NO and 3Ps will not have any adverse effect on those fishing these resources, but will enable the Department to better control and manage them. There is no cost involved in implementing this proposal since enforcement would be a part of the current process and there would not be any compliance costs for the private sector.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: January, 1988 (prepublication in *Canada Gazette* Part I).

Contact: C. Best, Staff Officer, Groundfish, Department of Fisheries and Oceans, P.O. Box 5667, St. John's, Newfoundland, A1C 5X1. Tel.: (709) 772-4594.

384-DFO

SET A SEPARATE MEAT COUNT IN SCALLOP FISHING AREA 21

Before consolidation of the Atlantic Fishery Regulations, 1985, there was, in Area 21, adherence to a meat count less than that set out in current regulations. In the present regulations, a meat count appears for Scallop Fishing Area 21 that is considerably higher than what is desired by departmental officials and the scallop fishermen in Area 21. By amending section 64 of the regulations, a separate meat count will be established for this area. It is necessary to have this amendment in place by

April 1, 1988. This proposal will not contain a sunset clause.

Anticipated Impact: This proposal will impact on the fishermen in only one area. Furthermore this meat count was in place in that area prior to the consolidation of the regulations. No major repercussions are anticipated.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: April, 1988 (publication in *Canada Gazette* Part II).

Contact: R. Vienneau, Senior Advisor, Crustaceans and Pelagics, Resource Allocation, Department of Fisheries and Oceans, Moncton, N.B., E1C 9B6. Tel.: (506) 857-7793.

385-DFO

PARTS OF CRAB SEPARATED FROM THE CARAPACE

The current regulations do not prohibit the possession of parts of crab separated from the carapace. It is therefore impossible to apply the present provision covering minimum width requirements and that of prohibiting the possession of female crabs. An amendment would eliminate the present problem. It is anticipated that this amendment will come into effect in April 1988, with no sunset provision.

Anticipated Impact: No impact is anticipated since the purpose of the amendment is to rectify a shortcoming in the regulations which has not yet been exploited.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: April, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Jean Comtois, Regulations Officer, Department of Fisheries and Oceans, 901 Cap Diamant, P.O. Box 15,500, Quebec City, Quebec, G1K 7Y7. Tel.: (418) 648-5888.

386-DFO

DIVIDE LOBSTER FISHING AREA 20

Lobster Fishing Area 20 (southeast Gaspé) as presently delineated is subject to varying ice conditions from east to west at the commencement of the lobster fishing season. Ice usually remains in the western portion later than the east, thus creating a situation where fishermen in that area are disadvantaged by, in effect, having a shorter season than those elsewhere. This amendment will divide the area to provide for more efficient seasonal management, taking into account local conditions.

Anticipated Impact: The establishment of two lobster fishing areas in this region will allow for the establishment of two fishing seasons, taking into account the prevailing climatic conditions which, under the present situation, annually disadvantage one group of the area's fishermen.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: April, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Pierre Couillard, Chief Shellfish Advisor, Fisheries Management, Fisheries and Oceans, Quebec Region, P.O. Box 15,500, 901 Cap Diamant, Quebec, Quebec, G1K 7X7. Tel.: (418) 648-2564.

387-DFO

LOBSTER TRAP ESCAPE MECHANISMS: QUEBEC REGION

There is a high mortality rate of undersized or juvenile lobsters once they have been caught in a lobster trap. This mortality rate is due to excessive and damaging handling by fishermen and also to greater exposure to natural predators once they have been released. This amendment to the regulations will make it mandatory to have escape mechanisms installed in traps in lobster fishing areas off the Quebec coast. No sunset provision is anticipated.

Anticipated Impact: Little negative impact is foreseen. The cost of installation will be outweighed by the benefits derived from having increased numbers of lobsters available for harvest in the second year of the program. In addition, there will be benefits for secondary industry through manufacturing of the approved escapement mechanisms.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: April, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Pierre Couillard, Chief Shellfish Advisor, Fisheries Management, Fisheries and Oceans, Quebec Region, P.O. Box 15,500, 901 Cap Diamant, Quebec, Quebec, G1K 7X7. Tel.: (418) 648-2564.

388-DFO**AMENDMENT TO CHANGE THE OPENING TIME IN LOBSTER FISHING AREAS 36, 37, 38 AND 39 AND THE NEW BRUNSWICK PORTION OF AREA 35**

This amendment is required in order to meet the annual requests of fishermen working out of ports in these particular areas. Under the current situation the department issues a variation order changing the opening time every year. This proposal will permanently change the opening time from 08:00 h to 07:00 h, and is planned to come into effect on December 1, 1987, and does not contain a sunset clause.

Anticipated Impact: The need to issue a yearly variation order to achieve the desired change will be eliminated. No negative impact on the lobster resource is expected.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: October, 1987 (prepublication in *Canada Gazette* Part I).

Contact: Glen Jefferson, Senior Advisor, Invertebrates, Resource Allocation Branch, Department of Fisheries and Oceans, P.O. Box 550, Halifax, N.S., B3J 2S7. Tel.: (902) 426-5952.

389-DFO**AMENDMENT TO ESTABLISH THE HERRING MIDWATER TRAWL FISHERY AS BEING SEPARATE FROM THE HERRING MOBILE GEAR FISHERY IN HERRING FISHING AREAS 20 AND 21**

There is currently one licensed herring midwater trawl vessel operating in Herring Fishing Areas 20 and 21. Under current regulations this vessel is included in the definition of mobile gear. Since this vessel's activities do not coincide with those activities of the purse seiners, it should not be restricted to those closed seasons under which the purse seiners operate. This amendment will set out midwater trawl as a specific gear type for herring fishing with an appropriate season. This proposal is planned to come into effect on December 1, 1987, and does not contain a sunset clause.

Anticipated Impact: No negative impact is anticipated as this will legitimize existing fishing practices.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: October, 1987 (prepublication in *Canada Gazette* Part I).

Contact: Norman Kimber, A/Senior Advisor, Pelagics, Resource Allocation Branch, Department of Fisheries

and Oceans, P.O. Box 550, Halifax, N.S., B3J 2S7. Tel.: (902) 426-5952.

390-DFO**AMENDMENT TO ESTABLISH JUNE 30 AS THE CLOSING DATE OF THE SPRING SEASON IN LOBSTER FISHING AREA 38**

The proposed amendment will change the closing date of the spring lobster fishing season in Area 38 from the fourth Friday in June to June 30. This change will correct an inconsistency between the Area 38 season and the adjacent Area 37 season. This proposal is planned to come into effect on January 1, 1988, and does not contain a sunset clause.

Anticipated Impact: The need to issue a yearly variation order to achieve the desired consistency will be eliminated. No negative impact on the lobster resource is expected.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: November, 1987 (prepublication in *Canada Gazette* Part I).

Contact: Glen Jefferson, Senior Advisor, Invertebrates, Resource Allocation Branch, Department of Fisheries and Oceans, P.O. Box 550, Halifax, N.S., B3J 2S7. Tel.: (902) 426-5952.

391-DFO**AMENDMENT RESPECTING AN EXCEPTION FOR DANISH AND SCOTTISH SEINERS TO FISH IN CHEDABUCTO BAY, NOVA SCOTIA**

Under current regulatory provisions, the prohibition on vessels using otter trawl gear in Chedabucto Bay automatically applies to any vessel using a "Danish seine" or a "Scottish seine". It was never intended to exclude Danish and Scottish seiners less than 45 feet Length Over All (LOA) from fishing in Chedabucto Bay but that is what resulted when the Otter Trawl Fishing Regulations were revoked in 1979. This amendment is planned to come into effect on April 1, 1988, and does not contain a sunset clause.

Anticipated Impact: This amendment will permit traditional vessels (Danish and Scottish seiners less than 45 feet LOA) to fish in Chedabucto Bay while restricting the operations of other otter trawl vessels.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

Contact: F. Gregory Peacock, Senior Advisor, Groundfish, Resource Allocation Branch, Department of Fisheries and Oceans, P.O. Box 550, Halifax, N.S., B3J 2S7. Tel.: (902) 426-5952.

392-DFO**AMENDMENT TO REMOVE THE REQUIREMENT THAT SALMON OTHER THAN ATLANTIC SALMON BE TAGGED AFTER HARVESTING**

The introduction of the salmon tagging program in the Nova Scotia Fishery Regulations and New Brunswick Fishery Regulations in 1982 was for the conservation of Atlantic salmon. However, when those tagging provisions respecting commercial salmon fishing were removed and placed in the Atlantic Fishery Regulations, 1985, they also become applicable to pink and coho salmon. This was not the intent. This amendment is planned to come into effect on April 1, 1988, and does not contain a sunset clause.

Anticipated Impact: No negative impact expected as the current regulations were not intended to apply to more than Atlantic salmon and no enforcement was done on pink and coho salmon tagging.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Greg Stevens, Regulations Officer, Regulatory and Legal Affairs Branch, Department of Fisheries and Oceans, P.O. Box 550, Halifax, N.S., B3J 2S7. Tel.: (902) 426-2473.

393-DFO**AMENDMENT TO CHANGE THE "SILVER HAKE BOX" CO-ORDINATES TO EXTEND IT EASTWARD**

The "Silver Hake Box," as it is commonly referred to, is the only portion of Subarea 4 in which otter trawl fishing for squid, silver hake and argentine is permitted. For the past number of years foreign fishing vessels have been allowed to fish for these species an additional 60 miles east of this box under the authority of a licence. The Foreign Vessel Fishing Regulations are now scheduled to be amended to bring the co-ordinates of the "Silver Hake Box" in line with that area currently being fished under the authority of a licence. This proposed amendment will parallel the amendment to the Foreign Vessel Fishing Regulations, thereby providing the same extended fishing area to domestic fishing vessels as is being afforded to foreign fishing vessels. This amendment is planned to come into effect on April 1, 1988, and does not contain a sunset provision.

Anticipated Impact: No negative impact is anticipated since this will provide equal opportunity for domestic fishermen to fish for the concerned species within the "Silver Hake Box."

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Chris Jones, Senior Advisor, Foreign Fishing, Resource Allocation Branch, Department of Fisheries and Oceans, P.O. Box 550, Halifax, N.S., B3J 2S7. Tel.: (902) 426-5952.

394-DFO**REVOCATION OF LAND CO-ORDINATES AND SUBSTITUTION OF THE WORD "SHORE" WHERE POSSIBLE**

Many of the land co-ordinates used to describe fishing zones are situated on sea coast that is susceptible to erosion, which results in the former land co-ordinate becoming a sea co-ordinate. This will result in a legal loophole by which several violators could escape prosecution. By changing the co-ordinates to a reference such as "shore," regardless of the erosion effect, the imaginary line will always be located on land. Several areas in the Gulf have been identified as potential problem spots and a complete review is presently underway to identify all required changes. This is a routine initiative but that does not underscore its importance.

Anticipated Impact: There will be no negative impact on those fishermen who have abided with the intent of the regulations and it will enhance enforcement against those who may attempt to use this technicality as a defense.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: April, 1988 (publication in *Canada Gazette* Part II).

Contact: K. Robertson, Regulations Officer, Conservation and Protection, Department of Fisheries and Oceans, Moncton, N.B., E1C 9B6. Tel.: (506) 857-7799.

BELUGA PROTECTION REGULATIONS

395-DFO

ESTABLISHMENT OF TOTAL ALLOWABLE CATCHES (TAC) FOR BELUGA ON A STOCK-BY-STOCK BASIS IN THE EASTERN, CENTRAL AND WESTERN ARCTIC

With the exception of the Cumberland Sound beluga stock, beluga are presently hunted throughout the Arctic without any controls on harvest. The Cumberland Sound stock is over-harvested and the problem is being addressed under a separate proposal (see Federal Regulatory Plan 1987). Research and assessment of beluga stocks in western and northern Hudson Bay (Keewatin) and in the Inuvialuit area of the Western Arctic have provided adequate information to set TACs within sustainable yields. With the promotion and development of inter-settlement trade which provides incentives to increase harvests, it is essential at this time to initiate establishment of TACs. No TAC will be set without consultation and agreement by the hunters and trappers of the communities involved or, in the case of the Western Arctic, without a recommendation from the Fisheries Joint Management Committee. Regulation amendments would be straightforward and would add settlement hunting areas to Schedule I or would set a TAC for western Hudson Bay and leave the allocation decision to the communities involved. The addition of areas to schedule I of the regulations would begin early in 1988 and would be subject to ongoing review. A sunset provision would not be included.

Anticipated Impact: The proposal, in some areas, will stimulate active discussion and will contribute to the concept of co-management and assumption of some responsibility by the resource users in allocation at the area level. Except for the Cumberland Sound beluga stock, where a reduction in harvest levels must occur that will create a hardship on resource users, other anticipated TAC's will be very near or slightly above current harvests. DFO has been criticized in the past by animal rights groups and by the International Whaling Commission for not adequately managing stocks of small whales. This initiative will demonstrate that the department is in fact taking the necessary steps to manage the beluga populations.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: July, 1988 (prepublication in *Canada Gazette* Part I).

Contact: R.W. Moshenko, Head, Fish & Marine Mammal Management, Department of Fisheries and Oceans, 501 University Crescent, Winnipeg, Manitoba, R3T 2N6. Tel.: (204) 983-5160.

396-DFO

CUMBERLAND SOUND QUOTA

The beluga whale population entering Cumberland Sound and Clearwater Fiord has been heavily exploited by Inuit hunters and, historically, by commercial whalers. Assessment work by the Department of Fisheries and Oceans (DFO), assisted by Pangnirtung hunters, indicates a gradual decline in population numbers. There is an annual quota of forty animals for Cumberland Sound. DFO is currently considering reducing the annual quota and establishing quotas for Frobisher Bay and Lake Harbour hunters, who may be exploiting the same stock, in consultation with the industry. If a reduction is required, it would be planned to come into effect for April, 1988. It would be subject to ongoing review.

Anticipated Impact: Reduction of the Cumberland Sound beluga quotas would cause some hardship among the local Inuit who depend upon the beluga for food and maintenance of cultural traditions. A reduction will be considered only if necessary for conservation of the stock. Future benefits from maintenance and rebuilding of the stock would exceed any current costs associated with quota reduction. Surveys and monitoring of the hunt are being conducted in cooperation with the Pangnirtung Hunters and Trappers Association. A beluga management committee composed of representatives from DFO and the Pangnirtung, Frobisher Bay and Lake Harbour Hunters and Trappers Associations has been formed and is currently considering a management plan and recommendations on total annual harvests.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

Contact: R.M. Allen, Area Manager, Department of Fisheries and Oceans, Box 358, Frobisher Bay, N.W.T., X0A 0H0. Tel.: (819) 979-5966.

397-DFO

IMPLEMENTATION OF THE INUVIALUIT FINAL AGREEMENT

It is proposed that "beneficiaries of the Inuvialuit Final Agreement" will be specifically included in those regulations which affect them. As a result, sale, trade or barter between Inuvialuit (regardless of residence) will be permitted and there will be no restriction on the possession or transportation of beluga across jurisdictional boundaries within the Inuvialuit Settlement Region. Provision will also be made for the export of beluga for personal use and for scientific or educational purposes. The amendment is expected to come into effect in early 1988. It will not contain a sunset provision. These amendments meet the requirement that the Beluga Protection Regulations conform to the provisions of the Inuvialuit Final Agreement, which settles land claims in

the Western Arctic. The Inuvialuit Final Agreement allows beneficiaries of the agreement to sell, trade or barter beluga to other Inuvialuit regardless of residence, allows beneficiaries to sell, trade or barter non-edible parts of beluga to any person, and permits beneficiaries to possess and transport beluga across jurisdictional boundaries between the Yukon and the N.W.T. (Inuvialuit Settlement Region). The amendments will also respond to requests from eastern Arctic hunters and trappers associations to allow limited amount of muktuk or meat to be sent outside the N.W.T. to friends and relatives. Tourists occasionally purchase small amounts of muktuk as a novelty.

Anticipated Impact: The amendments will contribute to the settlement of land claims in the Western Arctic. Deregulation of sale of beluga products and provision for controlled export of products may provide some stimulus to the local economy through facilitating small-scale trade in beluga products. The form of the proposed amendment was developed through consultation with the Inuvialuit Game Council, representing Inuvialuit hunters, trappers and fishermen. Conservation of beluga stocks will be assured through monitoring and control mechanisms established under the Inuvialuit Final Agreement.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34(a), (b) and (c).

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Don H. Dowler, Manager, Field Services, Department of Fisheries and Oceans, Box 2310, Yellowknife, N.W.T., X1A 2P7. Tel.: (403) 873-5831.

BRITISH COLUMBIA FISHERY (GENERAL) REGULATIONS

398-DFO

REDUCTION OF INCIDENTAL CATCHES OF CHINOOK

This amendment is proposed to reduce incidental chinook catch by eulachon gillnet fishermen on the Fraser River by restricting eulachon gillnet mesh sizes on the Fraser River to a maximum of 41 mm. This would reduce incidental catch of adult chinook moving upstream while still allowing a eulachon fishery on the Fraser River. It is anticipated that this regulation will come into effect in 1988. It will not contain a sunset provision.

Anticipated Impact: It is expected that there will be some loss of incidental catch of chinook by the commercial eulachon fishermen. The volume of incidental chinook

catch at present is not great as far as revenue is concerned, but is significant in adversely affecting conservation of chinook salmon. Canada is limited by a treaty with the United States to a maximum number of chinook that may be caught. Therefore, it is necessary to reduce chinook by-catches as much as possible.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: March, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Don Aurel, District Supervisor, Department of Fisheries and Oceans, 323 80-6th Street, New Westminster, B.C., V3L 5B3. Tel.: (604) 666-2618.

399-DFO

LIMIT ON NUMBER OF FISHING TRIPS IN THE GROUND FISHERY

Amendments will be proposed to permit the department to control the number of trips that a groundfish vessel may make within a specified period. This would permit improved management of groundfish allocations and a longer fishing season. The Groundfish Advisory Board has been consulted. It is anticipated that this regulation will come into effect in 1988. It will not contain a sunset provision.

Anticipated Impact: This amendment is expected to improve the management of groundfish allocations by permitting the total allowable catch to be caught over an extended period, resulting in longer periods of employment and higher prices for catches.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: March, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Ed Zyblut, Manager, Offshore Division, Department of Fisheries and Oceans, 1090 West Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-3167.

400-DFO

ALLOCATION OF GROUND FISH

An amendment is proposed to permit vessel allocation of groundfish on the basis of vessel size for portions or all of the available quota, in an attempt to establish a more equitable system. The industry believes this would be more equitable for smaller vessels. It is anticipated that this regulation will come into effect in 1988. It will not contain a sunset provision.

Anticipated Impact: This regulation will permit larger vessels to harvest larger portions of the available quotas

and will encourage economic efficiency. The Groundfish Advisory Board has been consulted and has proposed this for their 1988 Groundfish Management Plan.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: March, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Ed Zyblut, Manager, Offshore Division, Department of Fisheries and Oceans, 1090 West Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-3167.

401-DFO

HALIBUT PROVISIONS

A series of amendments to provide a more effective method of implementing the decisions of the International Pacific Halibut Commission (IPHC). This will also entail revocation of the International Pacific Halibut Regulations and the Canadian Pacific Halibut Regulations along with amendments to the subject regulations and the B.C. Sport Fishing Regulations. The amendments are expected to come into effect in time for the 1988 halibut fishery. They do not include a sunset provision.

Anticipated Impact: These changes will have the positive effect of permitting the International Pacific Halibut Commission decisions with respect to halibut openings and closings to be made quickly and with fewer annual regulatory changes. The amendment will not impact on substantive provisions, which will continue to be recommended annually by the IPHC.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 14, and Northern Pacific Halibut Convention Act, R.S.C. 1970, c. F-17, s. 4.

Expected Date of Publication: March, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Mel Hart, Regulations Officer, Department of Fisheries and Oceans, 1090 West Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-2185.

402-DFO

AMENDMENT TO PROHIBIT THE RETENTION OF INCIDENTALLY CAUGHT SABLEFISH BY HALIBUT LONGLINE VESSELS

The proposed regulation will prohibit the retention of any sablefish, incidental or directed catch, by longliners engaged in the halibut fishery. This amendment is proposed as the entire sablefish quota can be taken solely by 'K' licensed vessels directing effort on this species and because, in recent years, catch records indicate that the sablefish by-catch is being abused; some halibut

vessels have directed fishing effort on the high-valued sablefish, in effect turning the halibut licence into a sablefish licence. It is anticipated this regulation will come into effect by March 15, 1988, in time for the spring halibut season. It does not have a sunset clause.

Anticipated Impact: The impact on legally licensed sablefish fishermen would be favorable since more of the total allowable catch of sablefish would be available to them. This is consistent with the original intent of the establishment of the limited-entry sablefish category. The impact on halibut fishermen would tend to be unfavorable since some potential income would be lost through non-retention of sablefish. However, of 366 halibut vessels operating in 1986, only 116 or 32% of them reported sablefish catches. Further, of the 116, only 49 reported retaining over 500 pounds of sablefish. However, the trend in recent years has been to increase landings of sablefish by halibut fishermen, resulting in a lower quota for eligible (sablefish) licensed fishermen. Consultation will occur in the fall of 1987.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: January, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Ed Zyblut, Manager, Offshore Division, Department of Fisheries and Oceans, 1090 West Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-3167.

403-DFO

IMPLEMENTATION OF THE PROVISIONS OF THE SABLEFISH MANAGEMENT PLAN

Amendments to implement a Sablefish Management Plan, based on consultation with the Sablefish Advisory Committee and sablefish fishermen, are expected in 1988. The amendments are expected to come into effect in time for the 1988 Sablefish season. They will not include a sunset provision.

Anticipated Impact: Discussions with the Sablefish industry have indicated a need for an improved management plan for this fishery. Although the thrust of the proposed plan is not known at this time, it is agreed that amendments are needed to improve the management of this fishery.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s.34.

Expected Date of Publication: January, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Ed Zyblut, Manager, Offshore Division, Department of Fisheries and Oceans, 1090 West Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-3167.

404-DFO

REPORTING U.S. LANDINGS OF GROUND FISH

This will require fishermen to provide catch records of groundfish landed in U.S. ports to improve statistics available to the Department with respect to U.S. landings. This is expected to come into effect in the spring of 1988. The amendment does not include a sunset provision.

Anticipated Impact: Although more record keeping will be required, the information will enhance the ability of the Department to manage quotas and is therefore in aid of conservation and proper management of the groundfish fishery. Improved statistics lead to more accurate total allowable catches and, therefore, to more efficient use and protection of the resource. Consultation with the Groundfish Advisory Committee will occur prior to amendment.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Ed Zyblut, Manager, Offshore Division, Department of Fisheries and Oceans, 1090 West Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-3167.

405-DFO

AMENDMENT TO OPEN A PORTION OF SUBAREA 18-7 TO SALMON NETTING AND AMEND TRANSPLANT PROVISIONS

This proposal will open that portion of Subarea 18-7 south of a line from Separation Point on Vancouver Island to Musgrave Point on Salt Spring Island, to allow net fishing for salmon only. This is required to allow salmon net fishing to intercept salmon returning to the Cowichan River in waters closer to the mouth. Those waters are presently closed by regulation to net fishing. The proposal will amend the transplant provisions in sections 30 and 31 to create a committee to assist the minister in considering and processing the incoming number of permits, to include aquatic invertebrates, exempt shellfish or crustaceans imported for sale, exclude crayfish from waters of B.C. or Koi Carp destined for indoor tanks, exclude shellfish and marine plants taken from tidal waters of the province, introduce protection for Salish suckers in the Campbell and Salmon Rivers and the Bertrand, Peppin and Salween Creeks in the lower Fraser Valley, and to protect shorthead sculpins from the Flathead River. The amendments have been requested by the Province of British Columbia. This is a rewrite of part of the transplant regulations to better deal with growing concerns about the potential for the spread of disease caused by the transplanting of fish. These amendments are expected to take effect in the spring of 1988. They do not include a sunset provision.

Anticipated Impact: This opens a vital fishery area to net fishing. The proposal has the approval of fishermen, and enhances the department's management capabilities for that fishery. It allows more efficient access to the salmon resource, with no loss of protection of the resource. This will provide for improved administrative procedures and will also establish the authority of the transplant committee to regulate transplants. It will enhance protection against disease caused by transplanting of fish.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Trevor Fields, Fishery Officer, Duncan B.C., V9L 3X3. Tel.: (604) 746-6221 regarding net fishing for salmon; and Lief Sunde, Ministry of Environment, Legislative Building, Victoria B.C., V8V 1X4. Tel.: (604) 387-9589 regarding transplant provisions in Sections 30 and 31.

406-DFO

REINSTITUTE A COMMERCIAL SMELT FISHING WEEKLY CLOSE TIME IN AREA 29 BY REGULATION

A weekly close time for commercial smelt fishermen and sports smelt fishermen was placed in regulation in 1982. This separated the two fisheries and reduced tension between them. In 1984, the commercial regulation was dropped and since then has been managed by Public Notice. This raised questions by the sports fishermen as they thought the closure should be in regulation. Since the close time for the sports fishery is presently in regulation, the commercial closure is also best done by regulation, as this provides for more effective control of the fisheries. This is expected to come into effect in the spring of 1988.

Anticipated Impact: The reinstated regulation is expected to provide for better control over the commercial smelt fishery. There should be little impact on fishing practice. The regulation of this fishery is necessary and has been agreed to by the various participants.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Don Aurel, District Supervisor, 549 Columbia Street, New Westminster, B.C., V3L 1B3. Tel.: (604) 666-2618.

407-DFO

USE OF CHEMICALS IN FISHING

This is a new regulation to prohibit the use of chemicals as an aid in catching fish. There have been discussions in the herring industry about the use of CUSO₄ (copper sulphate) to colour the water and act as a barrier to fish, preventing them from escaping from a net. The use of chemicals can potentially kill fish or foul the bottom. This is expected to come into effect in time for the 1988 herring season. It does not include a sunset provision.

Anticipated Impact: This amendment is a conservation measure to prevent future use of a new technology that could harm the fish resource. Consultation with the Herring Industry Advisory Board has occurred.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: March, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Lloyd Webb, Herring Co-ordinator, 1090 West Pender Street, Department of Fisheries and Oceans, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-0207.

408-DFO

REVISED LOGBOOK INFORMATION

It is proposed to revoke Schedule V, Fishing Log Information, and replace it with log information that conforms to information required from the British Columbia Hake Consortium Co-operative Fishery. The present log information required in the schedule is neither needed nor used and some requirements are somewhat vague. The new log information lists plainly all the information required. This was requested by the Department of Justice to remove any vagueness and to require only necessary information. This is expected to come into effect in the spring of 1988. It does not include a sunset provision.

Anticipated Impact: Requiring more accuracy will make preparing log information more difficult; however, this will be offset by the fact that less overall information is needed. Industry has been consulted.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: March, 1988 (prepublication in *Canada Gazette* Part I).

Contact: E. Zyblut, Manager, Offshore Division, Department of Fisheries and Oceans, 1090 West Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-3167.

409-DFO

STEELHEAD PROVISIONS AND OTHER CHANGES

These are generally corrective amendments designed to clarify existing regulations. A new provision is proposed by the Province of British Columbia for the protection of steelhead and provisions placing a quota on ling cod and prohibiting fishing within 50 metres of a fish enhancement facility located on a stream are also included. Other corrective amendments designed to clarify existing regulations are part of this proposal. They are expected to come into effect by the spring of 1988. They do not contain a sunset provision.

Anticipated Impact: This is a conservation measure designed to safeguard a fishery resource before damage has been inflicted. Fishermen will not be immediately affected as they are not yet generally catching more than 500 tonnes of ling cod. The other amendments are also expected to have a positive impact in that the amended regulations will be clear and correct. Consultation with the Groundfish Advisory Committee will occur in September or October. Steelhead are an important game fish which the public is most supportive of protecting.

Statutory Authority: Fisheries Act, R.S.C. 1970, C. F-14, s. 34.

Expected Date of Publication: March, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Mel Hart, Regulations Officer, Department of Fisheries and Oceans, 1090 West Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-2185.

410-DFO

FISHING IN A SPECIES-PROHIBITED AREA

The proposed regulation will make it an offence to fish for any species of fish in an area in which fishing for a certain species of fish is prohibited if the vessel has any of the prohibited species on board. This is a problem encountered where vessels fish for one species in one area then move to another area where different regulations are in effect. For example, without this amendment it is very difficult to determine whether the fish on board were caught in the prohibited area or in the area in which fishing for that species is allowed. Even if the enforcement officer has seen some illegal fishing, he or she may not be able to prove the extent and the fisherman may state that some of the fish on board were caught where fishing for these fish was allowed. It is anticipated this regulation should come into effect around September 30, 1988. It does not have a sunset clause.

Anticipated Impact: This proposal is designed to help control the quotas and protect stocks from excessive catch of protected species. By creating an offence for any violation, it is expected that enforcement of prohibited fishing will be eased and that instances of violation

will decrease, thus increasing actual protection of legally protected stocks. In some instances there may be inconvenience because of the necessity to return to shore to offload before starting to fish in another area. Consultation will occur in the fall of 1987.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: June, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Ed Zyblut, Manager, Offshore Division, Department of Fisheries and Oceans, 1090 West Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-3167.

411-DFO

TO CREATE A STEELHEAD SPOT CONSERVATION CLOSURE

The proposed regulation will create a spot closure for all fishing along a 50-metre wide area of the south shore of the Fraser River between the confluences of the Somass River and Wades Creek to protect steelhead stocks between November 1 and April 30. This regulation is requested by the Provincial Fish and Wildlife Branch of the Province of British Columbia to protect and help rebuild depleted steelhead stocks returning to the Vedder and Chilliwack Rivers. This steelhead run is considered to be the most important steelhead run in the Lower Fraser River system. It is anticipated this regulation should come into effect around September 30, 1988. There is no sunset clause.

Anticipated Impact: This will help relieve the catch pressure on the resource along this vital area of congregation of the steelhead. This regulation does not prohibit the taking of steelhead in the Fraser River but does restrict fishing to the outside of the ribbon closure beyond the point at which the largest congregation of steelhead occurs. Since the proposed area of closure is only 50 metres wide, it should not discourage anglers from coming to the general area. The regulation is a needed steelhead conservation and protection measure.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: August, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Don Aurel, District Supervisor, Department of Fisheries and Oceans, 80-Sixth Street, New Westminster, B.C., V3L 1B5. Tel.: (604) 666-2618.

412-DFO

MANDATORY LOG BOOK STATISTICS ON GROUND FISH

The proposed regulation will ensure that required statistics upon which management practices in the fishery depend are provided as and when requested. As groundfish management strategies become more complex, the department is in need of fishermen's log records in order to assess the impact and success of these strategies. At the present time, access to logs is by voluntary compliance only and a number of fishermen do not co-operate. To ensure co-operation, mandatory logs are required. Although the amendment may cover all species, at this time, log books will only be required for groundfish species. It is anticipated this regulation will come into effect around September 30, 1988. No sunset clause is included.

Anticipated Impact: Fishermen will now be required to complete log books and send the statistics in. Many fishermen are now doing this on a voluntary basis as they recognize the benefits to them of a fishery managed on the basis of up-to-date catch statistics. This information would benefit managers by assisting them greatly in planning strategy and would increase the accuracy of statistical data. The books will be provided free of charge by the Department of Fisheries and Oceans. Consultation will occur in the fall of 1987.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: August, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Ed Zyblut, Manager, Offshore Division, Department of Fisheries and Oceans, 1090 West Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-3167.

413-DFO

REVISION OF GROUND FISH FISHERY SCHEDULES

The proposed regulation amendments will include several lesser groundfish species in the current schedules. These species need to be managed and must therefore be included in schedules as their numbers are becoming more significant in by-catches. Schedule I which sets out scientific and common fish names is useful for descriptive and evidentiary purposes, while Schedule II establishes close times by species and ensures proper management and protection of these species while a commercial fishery is developing. It is anticipated this regulation will come into effect in September, 1988. It will not include a sunset provision.

Anticipated Impact: Some additional effort will be required by fishermen where such species are required to be recorded in log books. Benefits will flow to fish managers through better statistics and management con-

trol allowing early decisions as to the need for either enhanced protection or the possibility of development of a new fishery. Some targeting of certain species could be implemented where there is evidence that selective resources could develop into commercially viable fisheries.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: August, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Ed Zyblut, Manager, Offshore Division, Department of Fisheries and Oceans, 1090 West Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-3167.

BRITISH COLUMBIA SPORT FISHING REGULATIONS

414-DFO

TAGGING SYSTEM FOR CHINOOK

This amendment is proposed to generate further revenues for the continuation of the Salmonid Enhancement Program (SEP). Beginning in April, 1988, anglers who wish to fish for chinook in tidal waters will pay an additional nominal charge for the privilege, over and above the fee charged for the tidal water sport fishing licence.

Anticipated Impact: This proposal is expected to have a fairly minor impact on anglers in British Columbia because of the nominal charge involved for the chinook fishing privilege. Since January, 1986, the industry and public have been informed of the need for financial contributions from the private sector to finance the continuation of SEP. Tidal water anglers were asked to share in financing the continuation of the program through increases in licence fees, effective April 1, 1987, raising a total of \$2.8 million per year in additional revenues. During 1986, the Minister met with the Sport Fishing Advisory Board and members of the sportfishing community to listen to their concerns about the fee increases, and, as a result, moderated the fee increases. They will now raise \$1.3 million per year towards the Salmonid Enhancement Program. To address the revenue shortfall of \$1.5 million, a sport tagging system for chinook caught in British Columbia's tidal waters is proposed for implementation April 1, 1988. Consultations regarding the introduction of tags are being held throughout 1987 with the Sport Fishing Advisory Board and members of the sportfishing community.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 8.

Expected Date of Publication: January, 1988 (prepublication in *Canada Gazette* Part I).

Contact: R. Wowchuk, Recreational Fisheries Coordinator, Department of Fisheries and Oceans, Pacific Region, 1090 West Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-0149.

415-DFO

HALIBUT PROVISIONS

A series of amendments to provide a more effective method of implementing the decisions of the International Pacific Halibut Commission (IPHC). It will entail revocation of the International Pacific Halibut Regulations and the Canadian Pacific Halibut Regulations along with amendments to the B.C. Fishery (General) Regulations and the B.C. Sport Fishing Regulations. They are expected to come into effect in time for the 1988 halibut fishery. They do not include a sunset provision.

Anticipated Impact: These changes will have the positive effect of permitting the International Pacific Halibut Commission decisions with respect to halibut openings and closings to be made quickly and with fewer annual regulatory changes. The amendment will not impact on substantive provisions, which will continue to be recommended annually by the IPHC.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 14, and Northern Pacific Halibut Convention Act, R.S.C. 1970, c. F-17, s. 4.

Expected Date of Publication: March, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Mel Hart, Regulations Officer, Department of Fisheries and Oceans, 1090 West Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-2185.

416-DFO

MAXIMUM SIZE LIMIT FOR STURGEON

It is proposed to impose a maximum size limit of two meters for sturgeon in sports fishing for sturgeon in tidal waters. This will conform to the size limit in non-tidal waters and will standardize conservation requirements in both the tidal and non-tidal portions of the Fraser River. It will also remove an enforcement problem where these waters join. It is anticipated that this regulation will come into effect in 1988. It will not contain a sunset provision.

Anticipated Impact: Sturgeon larger than two meters will now be protected for conservation purposes in tidal as well as non-tidal waters. In the Fraser River, this will result in fewer inequities and in easier compliance with the law by fishermen. This proposal was brought about by complaints from fishermen who pointed out the inequity in waters that were separated only by a described line.

As there was a need to conserve those larger, mature fish, the restriction was broadened to include tidal waters.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: April, 1988 (prepublication in *Canada Gazette* Part I).

Contact: R. Wowchuk, Sportsfishing Coordinator, Department of Fisheries and Oceans, 1090 West Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-0149.

417-DFO

RESTRUCTURE OF SALMON QUOTA SYSTEM

Amendments are proposed to restructure the quota system for salmon in non-tidal waters in British Columbia using the same basis as quotas presently established for fish other than salmon. It will entail, as well as a monthly and annual quota for chinook salmon, daily quotas for all salmon. These province-wide quotas will be in table form. It is anticipated that this regulation will come into effect in the spring of 1988. It will not contain a sunset provision.

Anticipated Impact: The only new initiative is the monthly quota for chinook salmon. The effect of this quota on a regional basis will be to increase fishing opportunities for a greater number of persons by distributing the catch over a much wider area. It should result in more river systems being open for longer periods of time with little increase in the overall catch from one stream. Some daily quotas may be adjusted downward but this would prolong a season. At the present time streams are closed when fishing pressure increases or are only open for very short periods of time. This restructuring will improve fisheries management, provide increased opportunities to fish in some areas and allow the available chinook to be caught over a wider area and over a longer period of time. This will result in more anglers having the opportunity to fish and should result in increased tourist revenue.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: June, 1988 (prepublication in *Canada Gazette* Part I).

Contact: R. Wowchuk, Sportsfishing Coordinator, Department of Fisheries and Oceans, 1090 West Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-0149.

418-DFO

AMALGAMATED SCHEDULES

Schedules IV and VI are amalgamated into one Schedule IV, which now incorporates a new close time column. Section 55 is reworded to accommodate the new Schedule IV. Paragraphs 10(h) and 13(2)(b) are amended to include an additional word for clarity. Sections 59 and 60 are revoked and included in amendments to Schedule V. "Kokanee" is deleted from Section 58 and the words "except hair, fur and feathers" are added to Section 71 to remove some ambiguity in the present wording. All of these are considered minor "housekeeping" changes to remove some confusion in the present wording. They are expected to come into effect in the spring of 1988. The amendments do not include a sunset provision.

Anticipated Impact: There is little change in the present management plans. Nearly all changes are for ease of reading and clarity. One less schedule will be needed.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Lief Sunde, Provincial Wildlife Branch, Ministry of Environment, Victoria, B.C., V8V 1X4. Tel.: (604) 387-9589.

419-DFO

INCREASE BAG LIMITS ON LARGER RAINBOW TROUT IN KOOTENAY LAKE

There now exists an annual bag limit on rainbow trout over 40 cm in length from Kootenay Lake. It is proposed to increase the minimum length of trout to which this bag limit applies. This is in response to a request to enhance fishing opportunities for rainbow trout. This is expected to come into effect in the spring of 1988. It does not contain a sunset provision.

Anticipated Impact: The regulation is designed to provide sportfishermen with the opportunity to take more fish from a larger stock of less than trophy sized fish while still preserving a strong population of trophy fish.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: March, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Bob Wowchuk, Sport Fishing Coordinator, Department of Fisheries and Oceans, 1090 West Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-0419.

420-DFO**ESTABLISH A QUOTA OF TWO CHINOOK PER DAY IN AREA 9 (RIVERS INLET)**

The quota of two chinook salmon in Area 9 is now in effect from July 15 to September 15. It is to be expanded to include the entire year. Increased fishing pressure over an increasing period of time has necessitated extending this form of protection throughout the total period of chinook fishing. In particular, it is designed to protect diminishing stocks, particularly in the Chuckwalla and Kilbella Rivers. With more fishing camps and improved transportation, fishing pressure has increased considerably in these areas over the past few years. This is expected to come into effect in the spring of 1988. It will not include a sunset provision.

Anticipated Impact: The overall impact is expected to be positive. Although this may reduce catches for some fishermen, it is expected that the reduced catch will allow for trophy fishing as the salmon are larger. This is also consistent with the quotas in other heavily fished areas. Since this quota is not expected to be changed in the near future, it is more appropriate that it be established through regulation than through Public Notice.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: March, 1988 (prepublication in *Canada Gazette* Part I).

Contact: G. Jaltema, District Supervisor, Department of Fisheries and Oceans, Prince Rupert, B.C., V8J 1G8. Tel.: (604) 624-0425.

CANADIAN PACIFIC HALIBUT REGULATIONS

421-DFO**REVOCATION: CANADIAN PACIFIC HALIBUT REGULATIONS**

A series of amendments to provide a more effective method of implementing the decisions of the International Pacific Halibut Commission (IPHC). It will entail revocation of the International Pacific Halibut Regulations and the Canadian Pacific Halibut Regulations along with amendments to the B.C. Fishery (General) Regulations and the B.C. Sport Fishing Regulations.

Anticipated Impact: These changes will have the positive effect of permitting the International Pacific Halibut Commission decisions with respect to halibut openings and

closings to be made quickly and with fewer annual regulatory changes. The amendment will not impact on substantive provisions, which will continue to be recommended annually by the IPHC.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 14, and Northern Pacific Halibut Convention Act, R.S.C. 1970, c. F-17, s. 4.

Expected Date of Publication: March, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Mel Hart, Regulations Officer, Department of Fisheries and Oceans, 1090 West Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-2185.

COASTAL FISHERIES PROTECTION REGULATIONS

422-DFO**LICENSING OF UNITED STATES SPORT FISHING CHARTER VESSELS**

This will require United States sport fishing charter vessels to be licensed in order to operate in Canadian Pacific Fisheries waters. It has been requested by Canadian charter operators and other industry spokesmen. This is expected to come into effect in the spring of 1988. It will not include a sunset provision.

Anticipated Impact: The licensing requirement will enable the department to maintain control over United States sport fishing charter vessels operating in Canadian waters. It is consistent with U.S. practice which prevents Canadian commercial sport charter vessels from operating in U.S. waters and with laws respecting other commercial fishermen, both Canadian and American.

Statutory Authority: Coastal Fisheries Protection Act, R.S.C. 1970, c. C-21, s. 4.

Expected Date of Publication: March, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Bob Wowchuk, Sport Fishing Coordinator, Department of Fisheries and Oceans, 1090 West Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-0419.

FISH INSPECTION REGULATIONS

423-DFO

ESTABLISHING GRADES FOR GROUND FISH AT POINT-OF-SALE

This proposal consists of amendments to Part V, Fresh and Frozen Fish, of the Fish Inspection Regulations to permit the grading of groundfish raw material at point-of-sale (dockside).

Anticipated Impact: As the quality of groundfish finished product depends upon the quality of the raw material, grading groundfish at the time of purchase (dockside) will permit processors to plan production for consistent quality products and maximum economic advantage.

Statutory Authority: Fish Inspection Act, R.S.C. 1970, c. F-12, s. 3(a).

Expected Date of Publication: December, 1987 (prepublication in *Canada Gazette* Part I).

Contact: B. Lingeman, A/Chief, Fish and Fish Products, Inspection Services Directorate, Department of Fisheries & Oceans, 200 Kent Street, Station 1101, Ottawa, Ontario, K1A 0E6. Tel.: (613) 990-0147.

424-DFO

AMENDMENT TO SET FEES FOR CERTAIN SERVICES

This amendment will establish fees for certain inspection services such as export certification and other inspection services. Fees will be based on the amount of time required and overhead costs incurred, for example, to inspect products for export certification. The aim is to recover full costs of providing these services. It is planned that these new fees will come into effect in late 1988. There are no sunset provisions included with this proposal.

Anticipated Impact: This amendment is part of the department's cost recovery initiatives. Although certain inspections are mandatory under the Fish Inspection Act, certifications are not and are done at the request of industry to meet foreign country requirements, or to facilitate credit transfer. It is anticipated that these programs will increase the paper burden to industry and the cost of Canadian exports.

Statutory Authority: Fish Inspection Act, R.S.C. 1970, Part I, s. 3(g) and Financial Administration Act, s. 13(a).

Expected Date of Publication: January, 1988 (prepublication in *Canada Gazette* Part I).

Contact: A.J. Gervais, A/Director, Scientific and Technical Programs Branch, Inspection Services Directorate, Department of Fisheries and Oceans, 200 Kent Street, Station 1100, Ottawa, K1A 0E6. Tel.: (613) 990-0148.

425-DFO

AMENDMENTS TO ADOPT BY REFERENCE HEALTH AND SAFETY REQUIREMENTS OF THE FOOD AND DRUGS ACT

On March 6, 1986, the Minister responsible for Regulatory Affairs announced a series of regulatory reform initiatives, one of which, no. 43, requires Fisheries and Oceans to bring forward regulatory amendments to adopt by reference under its statutes all relevant health and safety regulations under the Food and Drugs Act. The Fish Inspection Regulations will be amended to include reference to specific divisions of the Food and Drugs Act.

Anticipated Impact: These changes will benefit the fish processing and importing industry by eliminating confusion as to the regulatory requirements for products imported and processed for sale in Canada.

Statutory Authority: Fish Inspection Act, R.S.C. 1970, c. F-12, s. 3.

Expected Date of Publication: January, 1988 (prepublication in *Canada Gazette* Part I).

Contact: A.J. Gervais, A/Director, Scientific and Technical Programs Branch, Inspection Services Directorate, Department of Fisheries and Oceans, 200 Kent Street, Station 1100, Ottawa, Ontario, K1A 0E6. Tel.: (613) 990-0148.

426-DFO

AMENDMENTS TO FRESH AND FROZEN LOBSTER MEAT-PACKAGING REQUIREMENTS

Definitions of net weight, edible content and drained weight will be put in the Fish Inspection Regulations. The specified can sizes and tolerances for fresh and frozen lobster meat will be deleted to make it possible for industry to use new innovative packaging. Minimum fill will be specified for packing lobster meat.

Anticipated Impact: Industry is being granted exemptions under section 56 of the Fish Inspection Regulations now. This change will formalize a practice now in use and will bring the Fish Inspection Regulations into line with Consumer Packaging & Labelling requirements for net content.

Statutory Authority: Fish Inspection Act, R.S.C. 1970, c. F-12, s. 3.

Expected Date of Publication: July, 1988 (prepublication in *Canada Gazette* Part I).

Contact: B. Lingeman, A/Chief, Fish and Fish Products, Inspection Services Directorate, Department of Fisheries and Oceans, Station 1101, 200 Kent Street, Ottawa, Ontario, K1A 0E6. Tel.: 613-990-0147.

427-DFO

REMOVAL OF DEFECTIVE CANS FROM LOTS OF CANNED SALMON

This proposal consists of the addition to section 24 of the Fish Inspection Regulations of a requirement that all lots of imported and domestic canned salmon be culled to remove defective cans. This is to be done either by mechanical means using double dud detectors and checkweighers or manually using trained personnel.

Anticipated Impact: These changes are being implemented at the request of the canned salmon industry to provide reasonable assurance of the safety of canned salmon on the domestic and export markets.

Statutory Authority: Fish Inspection Act, R.S.C. 1970, c. F-12, s. 3.

Expected Date of Publication: January, 1988 (prepublication in *Canada Gazette* Part I).

Contact: B. Lingeman, A/Chief, Fish and Fish Products, Inspection Services Directorate, Department of Fisheries and Oceans, Station 1101, 200 Kent Street, Ottawa, Ontario, K1A 0E6. Tel.: 613-990-0147.

428-DFO

FISH INSPECTION REGULATIONS, PART VIII: SALTED FISH

This proposal consists of amendments to the salted fish general and grade regulations to bring them up to date with today's marketplace, product mix and technical processing reality.

Anticipated Impact: The changes will benefit the industry by eliminating confusion and permitting the processing and export of salt fish products which meet market demands but which are not currently defined in the Fish Inspection Regulations.

Statutory Authority: Fish Inspection Act, R.S.C. 1970, c. F-12, s. 3(a).

Expected Date of Publication: March, 1988 (prepublication in *Canada Gazette* Part I).

Contact: B. Lingeman, A/Chief, Fish and Fish Products, Inspection Services Directorate, Department of Fisheries

and Oceans, Station 1101, 200 Kent Street, Ottawa, Ontario, K1A 0E6. Tel.: 613-990-0147.

429-DFO

REWRITE OF VESSEL, UNLOADING, HANDLING, HOLDING, TRANSPORT VEHICLE, AND PLANT REGISTRATION REGULATIONS

The primary objective of all facilities inspection regulations is to ensure sanitary processing and operating conditions consistent with recognized food handling practices. This proposed rewrite would serve to: (1) consolidate, clarify, and expand as necessary existing facilities requirements by eliminating redundant regulations; (2) speed up the vessel certification and plant registration process; (3) incorporate requirements which would apply to smoked fish, bloater and shellfish plants and fishermen-packers; and (4) provide a regulatory protocol to better facilitate the introduction of new processing technologies, equipment, materials, and GMPs. Many of these regulatory initiatives have been under discussion for several years; however, in light of the continued expansion in the secondary sector of the industry, the increasing health consciousness of the general public and technological change, no other options allow for the continued effective management of the DFO facilities inspection program. These proposed regulations would be enforced by DFO inspectors, and this rewrite would definitely improve their use in the field. It is anticipated that these revised regulations will come into effect January 1, 1989. One year following the date of enactment will be allowed for those sectors of the industry affected by this action to comply with these new requirements.

Anticipated Impact: This regulatory proposal could entail some additional costs for certain sectors of the Canadian fish processing industry, such as fish smoking and bloater plants. However, precise costs are difficult to determine at the present time. It is expected that any additional costs incurred will eventually be offset by increased earnings generated by market knowledge that Canadian fish processing plant standards remain amongst the highest in the world, and through improved plant design, construction, equipment and operations, productivity will be greater and wastage will decrease. Inspection Services Directorate plans to embark on a full range of consultations with all relevant sectors of the Canadian industry prior to legislative enactment.

Statutory Authority: Fish Inspection Act, R.S.C. 1970, c. F-12, s. 3.

Expected Date of Publication: April, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Mr. D.C. Rideout, A/Director, Field Operations Branch, Inspection Services Directorate, Department of Fisheries and Oceans, 200 Kent Street, Station 1101, Ottawa, Ontario, K1A 0E6. Tel.: (613) 990-0149.

430-DFO

AMENDMENTS TO NET AND DRAINED WEIGHT REQUIREMENTS FOR CANNED FISH AND FISH PRODUCTS

A minimum fish content will be required for fish products packaged in water, oil, vegetable broth, brine or pickling solution.

Anticipated Impact: Packers of tuna in oil or vegetable broth will object to the drained weight requirement; however, the minimum fish content requirement would stop the practice by overseas packers of packing excessive amounts of oil or vegetable broth in relation to fish content.

Statutory Authority: Fish inspection Act, R.S.C. 1970, c. F-12, s. 3.

Expected Date of Publication: April, 1988 (prepublication in *Canada Gazette* Part I).

Contact: B. Lingeman, A/Chief, Fish and Fish Products, Inspection Services Directorate, Department of Fisheries and Oceans, Station 1101, 200 Kent Street, Ottawa, Ontario, K1A 0E6. Tel.: 613-990-0147.

431-DFO

AMENDMENTS TO REMOVE CAN SIZE REQUIREMENTS FOR CHICKEN HADDIE AND LOBSTER

The Fish Inspection Regulations provide for three can sizes for lobster and two can sizes for chicken haddie. These regulations are restrictive as they do not provide for new packaging types such as the two-piece can and retortable pouches or the introduction of new packaging technology.

Anticipated Impact: No negative impact on industry is expected. Some exemptions have already been granted under 36(2) of the Fish Inspection Regulations for imports of chicken haddie with no unfavourable repercussions. This amendment will allow processors to use more competitive marketing techniques and should aid in increasing sales.

Statutory Authority: Fish Inspection Act, R.S.C. 1970, c. F-12, s. 3.

Expected Date of Publication: April, 1988 (prepublication in *Canada Gazette* Part I).

Contact: B. Lingeman, A/Chief, Fish and Fish Products, Inspection Services Directorate, Department of Fisheries and Oceans, Station 1101, 200 Kent Street, Ottawa, Ontario, K1A 0E6. Tel.: 613-990-0147.

432-DFO

REFERENCING CONSUMER PACKAGING AND LABELLING LEGISLATION

As the consumer packaging and labelling legislation takes precedence over the Fish Inspection Regulations for retail packs, it is proposed to make reference to consumer packaging and labelling legislation in the Fish Inspection Regulations. It is also proposed to make the descriptive term and special process requirements for canned fish and fish products applicable to other fish products. The Fish Inspection Regulations now provide for the marking of underweight containers as "Contents ... grams shortweight." This is in conflict with the Consumer Packaging and Labelling Regulations, which prohibit this practice, and will be removed. The Fish Inspection Regulations now require 3.2 mm as minimum print size for common name, grade, size class, count and moisture content for fish other than canned fish, and for net content on all fish products. This will be deleted, leaving the minimum size as 1.6 mm as specified in the Consumer Packaging and Labelling Act and Regulations.

Anticipated Impact: No adverse impact on industry is anticipated. This will remove conflicts and establish one set of standards for the industry.

Statutory Authority: Fish Inspection Act, R.S.C. 1970, c. F-12, s. 3.

Expected Date of Publication: April, 1988 (prepublication in *Canada Gazette* Part I).

Contact: B. Lingeman, A/Chief Fish and Fish Products, Inspection Services Directorate, Department of Fisheries and Oceans, Station 1101, 200 Kent Street, Ottawa, Ontario, K1A 0E6. Tel.: 613-990-0147.

FOREIGN VESSEL FISHING REGULATIONS

433-DFO

RESTRICTED OTTER TRAWL FISHING, CABOT ISLAND - FUNK ISLAND, NEWFOUNDLAND

Increased use of fixed fishing gear on the Funk Island Banks, Newfoundland, has resulted in numerous complaints/protests from inshore fishermen regarding interference from large draggers (domestic and foreign) using otter trawls. There has been loss of and damage to fixed gear. It is proposed to extend the boundaries of the existing area off Cabot Island - Funk Island in which otter trawl fishing is prohibited. To effect this change it will be necessary to amend coordinates in Schedule V to the

Foreign Vessel Fishing Regulations. It is planned to have these changes come into effect by March 1, 1988. This proposal will not contain a sunset provision.

Anticipated Impact: The geographical extension being proposed does not encompass a large area in relation to the existing closed area and would have minimal/negligible effect on either the domestic or foreign fishing fleets which have operated in the area during the past.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: December, 1987 (prepublication in *Canada Gazette* Part I).

Contact: C. Best, Staff Officer, Groundfish, Department of Fisheries and Oceans, P.O. Box 5667, St. John's, Newfoundland, A1C 5X1. Tel.: (709) 772-4594.

434-DFO

CORRECTION TO CO-ORDINATES DEFINING THE "WHITE HEAD HOLE" AND CHANGE IN THE "SILVER HAKE BOX" CO-ORDINATES

This proposal provides for the correction of co-ordinate errors in the "White Head Hole" closure area and extends the "Silver Hake Box" approximately 60 miles eastward. These amendments are planned to come into effect on April 1, 1988, and do not contain sunset provisions.

Anticipated Impact: No negative impact as this simply a) corrects an error in the "White Head Hole" co-ordinates; and (b) legitimizes in regulation the extended "Silver Hake Box" area now being fished by foreign fishing vessels under the authority of their foreign fishing vessel licences.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

Contact: F. Gregory Peacock, Senior Advisor, Groundfish, Resource Allocation Branch, Department of Fisheries and Oceans, P.O. Box 550, Halifax, N.S., B3J 2S7. Tel.: (902) 426-5952.

INTERNATIONAL PACIFIC HALIBUT CONVENTION REGULATIONS

435-DFO

AMENDMENTS REGARDING 1988 COMMISSION REGULATIONS (B) AND/OR REVOCATION (A)

A series of amendments to provide a more effective method of implementing the decisions of the International Pacific Halibut Commission is proposed. It will entail revocation of the International Pacific Halibut Regulations and the Canadian Pacific Halibut Regulations along with amendments to the B.C. Fishery (General) Regulations and the B.C. Sport Fishing Regulations. Amendments as needed to implement the 1988 decisions of the International Pacific Halibut Commission (IPHC) are also proposed. These amendments are expected to come into effect in time for the 1988 halibut fishery. They do not include a sunset provision.

Anticipated Impact: These changes will have the positive effect of permitting the International Pacific Halibut Commission decisions with respect to halibut openings and closings to be made quickly and with fewer annual regulatory changes. The changes will not impact on substantive provisions which will continue to be recommended annually by the IPHC. If needed, these amendments will allow for the orderly management of the halibut fishery.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 14, and Northern Pacific Halibut Convention Act, R.S.C. 1970, c. F-17, s. 4.

Expected Date of Publication: March, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Mel Hart, Regulations Officer, Department of Fisheries and Oceans, 1090 West Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-2185.

MANITOBA FISHERY REGULATIONS

436-DFO

LICENCE FEES AND BAIT

The proposed changes deal with two subject areas. 1) Licence structure and fee adjustments. It is proposed that a resident conservation sport fishing licence and a derby licence be introduced. The holder of a resident

conservation licence be entitled to the same reduced catch limits as the holder of a non-resident conservation licence - four northern pike, four walleye, one lake trout and one channel catfish. All other species limits remain unchanged. The fee for a resident conservation licence will be \$5.00. The fee for a "standard" resident sport fishing licence will be increased to \$10.00 from \$6.00. All groups or individuals who hold a fishing derby will be required to obtain a derby licence. The licence will be free. 2) It is also proposed that the use of live bait fish in Manitoba for sport fishing will be prohibited.

Anticipated Impact: The resident conservation licence will not only encourage sport fishermen to harvest fewer fish but will also permit them to purchase a licence at a reduced cost. The increased cost of a standard resident sport fishing licence is similar to or less than the fee charged in other provinces. Most derby organizers will not be affected by the derby licences as no special restrictions or conditions will be involved. Conditions that will result in fish conservation (barbless hooks, all fish entries to be released, etc.) may be placed on derby licences for heavily fished waters. Prohibiting the use of live bait will considerably lessen the danger of inadvertently introducing new and potentially harmful fish species to additional watersheds. This proposal will have some negative impacts on the five present live bait fish dealer licence holders.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: November, 1987 (prepublication in *Canada Gazette* Part I).

Contact: David Fitzjohn, Sport Fishing Specialist, Fisheries Branch, Department of Natural Resources, Box 20, 1495 St. James Street, Winnipeg, Manitoba, R3H 0W9. Tel.: (204) 945-7813.

437-DFO

DELETION OF PROPRIETARY MATTERS (LICENSING)

The proposed amendment will delete all references to proprietary matters as they relate to fisheries from the Manitoba Fishery Regulations. Provincial legislation and/or regulations will be passed as replacements.

Anticipated Impact: No impact on fishermen is anticipated. New provincial legislation/ regulations will be equivalent to that which is deleted from the Manitoba Fishery Regulations.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: September, 1988 (prepublication in *Canada Gazette* Part I).

Contact: David Fitzjohn, Sport Fishing Specialist, Fisheries Branch, Department of Natural Resources, Box 20,

1495 St. James Street, Winnipeg, Manitoba, R3H 0W9. Tel.: (204) 945-7813.

NARWHAL PROTECTION REGULATIONS

438-DFO

RECORDING THE TRADING OF NARWHAL

It is proposed that persons trading or bartering narwhal be required to maintain records of these transactions to permit effective management of fish and marine mammal resources through accurate records of harvests. The new regulation is expected to come into effect in early 1988. It will not contain a sunset provision.

Anticipated Impact: The proposal represents the minimum level of regulation necessary to protect narwhal stocks from over-harvesting through illegal hunting. The conservation benefits of the proposal greatly outweigh the increased effort required by people engaged in the trade of narwhal products, who in most cases already keep business records of transactions. The proposal has been designed to minimize the paperwork burden by requiring the keeping of records rather than reporting.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34(a), (b) and (c).

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Don H. Dowler, District Manager, Department of Fisheries and Oceans Box 2310, Yellowknife, N.W.T., X1A 2P7. Tel.: (403) 873-5831.

NEW BRUNSWICK FISHERY REGULATIONS

439-DFO

AMENDMENT TO GENERAL CATCH LIMITS FOR BROOK TROUT

This proposal would maintain the current daily bag limit and possession limit but it would limit the retention num-

ber of trout over a specific size. This is intended to increase the number of spawning trout which will in turn maintain or increase the trout population which has been declining over the past years due to overfishing and other environmental hazards. This proposal is consistent with the recommendations and requests made by the various angling groups and the provincial authorities. This proposal will not contain a sunset clause and should be in effect for the 1988 angling season.

Anticipated Impact: The overall impact will be positive as the trout population increases but in its initial stages, anglers will see their quota of large-size trout diminished but not extinguished.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: January, 1988 (prepublication in *Canada Gazette* Part I).

Contact: F. Ring, Senior Advisor, Anadromous Fish, Resource Allocation, Department of Fisheries and Oceans, Moncton, N.B., E1C 9B6. Tel.: (506) 857-7805.

440-DFO

AMENDMENTS TO INCLUDE SEVERAL SALMON RIVERS IN CATEGORY OF "FLY FISHING ONLY"

In the present regulations, most salmon rivers are scheduled for "fly fishing only" during a specific portion of the angling season. This helps to protect the salmon population from lure fishermen but not all salmon rivers are scheduled, so in order to properly manage and protect this resource, additions to the schedule dealing with scheduled waters are being requested and supported by all user groups and the provincial authorities. This proposal should be in effect for the 1988 angling season and will not include a sunset clause.

Anticipated Impact: Trout anglers will have their season disrupted for a short period each season but they will still be able to angle with lures during a portion of the fishing season.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: January, 1988 (prepublication in *Canada Gazette* Part I).

Contact: F. Ring, Senior Advisor, Anadromous Fish, Resource Allocation, Department of Fisheries and Oceans, Moncton, N.B., E1C 9B6. Tel.: (506) 857-7805.

441-DFO

GENERAL, PROVINCE-WIDE REDUCTION IN DAILY BAG LIMIT FOR TROUT AND SPECIFIC REDUCTION FOR TROPHY-SIZE TROUT LAKES

The general bag limit for trout has been reduced by variation order for the past six years. Since this reduction is to be permanent, it must be reflected in regulations. The second phase of this proposal is to reduce the number of large (trophy-size) trout being caught in a specific number of lakes which support a trophy-size trout population but whose stocks are being seriously depleted due to overfishing. This proposal will not contain a sunset clause and should be in force for the 1988 angling season. This proposal is consistent with the recommendations and requests initiated by provincial authorities.

Anticipated Impact: The angling population is now educated to the general reduction in the daily bag limit so no adverse effect is foreseen. The reduction for trophy-size trout lakes should be met with acceptance as this change will result in more trophy trout in future years.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: January, 1988 (prepublication in *Canada Gazette* Part I).

Contact: F. Ring, Senior Advisor, Anadromous Fish, Resource Allocation, Department of Fisheries and Oceans, Moncton, N.B., E1C 9B6. Tel.: (506) 857-7805.

442-DFO

HOUSEKEEPING AMENDMENTS TO SCHEDULES AND SEVERAL DEFINITIONS

Several changes, of a housekeeping and minor nature, must be done in order to clarify confusing situations such as boundary lines, fish definitions, etc. This proposal should be in effect for the 1988 angling season, will not contain a sunset clause, and has the support of provincial authorities.

Anticipated Impact: Clarification of some confusing situations will have a positive effect.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: January, 1988 (prepublication in *Canada Gazette* Part I).

Contact: F. Ring, Senior Advisor, Anadromous Fish, Resource Allocation, Department of Fisheries and Oceans, Moncton, N.B., E1C 9B6. Tel.: (506) 857-7805.

443-DFO

AMENDMENT TO THE WINTER ICE-FISHING SCHEDULES

Pursuant to the recommendations of the Winter Ice-Fishing Committee and federal and provincial representatives, amendments to include or revoke a number of lakes must be undertaken to reflect changes in the local situation. The amendments to the tidal waters boundaries are necessary as several changes (such as new bridges) have been made to the previous boundary markers. These changes should come into effect on January 4, 1988 and will not contain a sunset provision.

Anticipated Impact: As regards the winter ice-fishing amendments, no adverse impact is foreseen as the public will have more lakes in which they may fish and these lakes and their populations of fish will, biologically, be able to support a winter fishery. This is due, in part, to the fish-stocking programs that have been initiated and monitored by both levels of government. There should be no negative impact as a result of the amendments to the tidal water boundary descriptions as all structures used will be well known landmarks.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: January, 1988 (publication in *Canada Gazette* Part II).

Contact: K. Robertson, Regulations Officer, Conservation and Protection, Department of Fisheries and Oceans, Moncton, N.B., E1C 9B6. Tel.: (506) 857-7799.

NEWFOUNDLAND FISHERY REGULATIONS

444-DFO

REVISION TO THE BOUNDARIES OF THE NIPPER'S HARBOUR COD FISHERY AREA IN ITEM 56 OF SCHEDULE X

The Nipper's Harbour Fishermen's Committee request that the boundaries of their Cod Fishery Area be extended to run from and including Betts Head to but excluding the Western Point of Sleepy Cove. This proposal is planned to come into effect by April 1, 1988 and it does not contain a sunset provision.

Anticipated Impact: This proposal impacts only on fishermen fishing in the Nipper's Harbour Cod Fishery Area. This change will extend the fishing grounds and accommodate more cod trap fishermen.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: December, 1987 (prepublication in *Canada Gazette* Part I).

Contact: G. Burke, District Protection Officer, Department of Fisheries and Oceans, P.O. Box 557, Grand Falls, Newfoundland, A2A 2J9. Tel.: (709) 489-5601.

445-DFO

SALMON TAGGING PROVISIONS, SPORTS FISHERY

The proposed regulation will provide for the tagging of salmon in the sports fishery in the Province of Newfoundland. Tagging of salmon exists in all salmon fisheries in the Atlantic Provinces except in the sports fishery in Newfoundland. This amendment will bring consistency to the Atlantic region. It will also assist in controlling poaching as all salmon would require tagging and it would be illegal to possess a salmon that was not tagged. In 1987, Newfoundland introduced an annual catch limit for salmon of 15 and this amendment will assist in enforcing this provision. It is anticipated that this amendment will come into effect by June 1, 1988. It does not contain a sunset provision.

Anticipated Impact: It is anticipated that tags will be issued with the Provincial Inland Salmon Fishery Licence. Persons will be required to attach a tag to each salmon caught and retained. This provision will bring consistency to all of the Atlantic Region.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: January, 1988 (prepublication in *Canada Gazette* Part I).

Contact: J. Moores, Staff Officer, Pelagics, Department of Fisheries and Oceans, P.O. Box 5667, St. John's, Newfoundland, A1C 5X1. Tel.: (709) 772-4594.

446-DFO

SALMON AND COD FISHERY AREAS

This proposal is in response to requests received in the form of petitions from fishermen to establish the following Fishery Areas in Newfoundland: Salmon Fishery Area - "Deep Bay Area"; Cod Fishery Areas - "Joe Batt's Arm, Barr'd Island and Shoal Bay Area", "New Bonaventure Area", "Seldom, Little Seldom and Stag Harbour Area", "St. Anthony Bight Area", and "Tilting Area". These areas relate to persons fishing for salmon with gill nets and trap nets and for cod with cod traps. The Salmon Fishery Area is to be added to Schedule IX and the Cod Fishery Areas to Schedule X. It is planned to

have these areas in effect by April 1, 1988. This proposal does not contain a sunset provision.

Anticipated Impact: This proposal impacts only on the fishermen fishing within an area. These fishermen through their local fishing committee are able to deal directly with the department on management and enforcement matters in their area. These areas play a significant and important role in reducing conflict over gear spacing.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: January, 1988 (prepublication in *Canada Gazette* Part I).

Contact: For Deep Bay Area, Joe Batt's Arm, Barr'd Island and Shoal Bay Area, Seldom, Little Seldom and Stag Harbour Area, St. Anthony Bight Area, and Tilting Area: A. Pittman, Area Manager, Department of Fisheries and Oceans, P.O. Box 557, Grand Falls, Newfoundland, A2A 2J9. Tel.: (709) 489-6613.

For New Bonaventure Area: G.H. Rendell, Area Manager, Department of Fisheries and Oceans, P.O. Box 970, St. John's, Newfoundland, A1C 5M3. Tel.: (709) 772-5045.

447-DFO

TIE-UP OF CHAR AND TROUT NETS

Existing regulations require char and trout nets to be rendered inoperative from 24 00 hours on Saturday to 24 00 hours on Sunday and salmon nets from 18 00 hours on Saturday to 18 00 hours on Sunday. The intent is to have the char and trout period coincide with the salmon period. This can be accomplished by amending section 80 of the regulations. It is planned to have this amendment come into effect by May 15, 1988. This proposal does not contain a sunset provision.

Anticipated Impact: This regulation impacts only on the commercial char and trout fishery in Labrador as there is no such fishery anywhere else in the province. The requirement to render nets inoperative for a 24-hour period is not new and the change will not substantially affect existing management, conservation, or enforcement measures.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: January, 1988 (prepublication in *Canada Gazette* Part I).

Contact: A. Pittman, Area Manager, Department of Fisheries and Oceans, P.O. Box 557, Grand Falls, Newfoundland, A2A 2J9. Tel.: (709) 489-6613.

448-DFO

REWRITE AND CONSOLIDATION

These regulations were last consolidated in 1978 and have since been amended on numerous occasions and badly need a further consolidation. The rewrite will address problems with *ultra vires* and possible conflicts with the Canadian Charter of Rights and Freedoms. This proposal is planned to come into effect on December 15, 1988, and does not contain a sunset provision.

Anticipated Impact: The rewrite and consolidation will put these regulations in a much more readable and understandable form. This will benefit all users including the courts, lawyers, department enforcement personnel and, most important, the general public.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: October, 1988 (prepublication in *Canada Gazette* Part I).

Contact: L.H. Reilly, Staff Officer, Legislation, Department of Fisheries and Oceans, P.O. Box 5667, St. John's, Newfoundland, A1C 5X1. Tel.: (709) 772-4416.

NORTHWEST TERRITORIES FISHERY REGULATIONS

449-DFO

SPECIAL SPORT FISHING LICENCE FOR DESIGNATED WATER BODIES AND AREAS REQUIRING INTENSIVE AND SPECIFIC MANAGEMENT, AND TO CONFORM TO LAND CLAIMS SETTLEMENT IN WESTERN (INUVIALUIT) ARCTIC

Under the terms of the Inuvialuit Final Agreement (IFA), the Fisheries Joint Management Committee (FJMC) is charged with the responsibility of developing, maintaining and controlling a public registration system for fishing on designated 7.(1)(a) and 7.(1)(b) lands. The FJMC has recommended that part of this process will be the requirement to obtain a special sport fishing licence to fish in these specific waters. The Great Bear Lake Management Committee (GBL-MC) is in the process of developing a long-term management plan for the Great Bear Lake subsistence and sport fisheries. The GBL-MC believes that an essential element in a management plan which realizes the major objectives of maintaining the subsistence fishery and a high-quality (trophy) sport fishery is the institution of a special sport fishing licence and

the limitation of the number of available licences. The GBL-MC, which comprises Dene, sport fishing, GNWT and DFO members, has recommended that a special sport fishing licence be initiated for Great Bear Lake. This amendment would come into effect April 1, 1988, and would not contain a sunset provision.

Anticipated Impact: This proposal will contribute to DFO and FJMC responsibilities towards implementation of the IFA in the Western Arctic and assist in providing the necessary control of fishing on Inuvialuit lands. The resource users of Great Bear Lake, both Dene subsistence fishermen and participants in the extremely valuable trophy sport fishery, have unanimously recommended through the GBL-MC that this proposed measure be taken to help maintain the fishery. This proposal may have an effect on a limited number of itinerant sport fishermen, but if a restricted number of licences were instituted in the future, a fair allocation of special licences would be set aside for itinerant fishermen. The special sport fishing licences should be available April 1, 1988.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: January, 1988 (prepublication in *Canada Gazette* Part I).

Contact: D.H. Dowler, Department of Fisheries and Oceans, Box 2310, Yellowknife, N.W.T., X1A 2P7. Tel.: (403) 920-6640.

450-DFO

REDUCED SPORT FISHING CATCH AND POSSESSION LIMITS ON DESIGNATED WATERS

The sport fishing lodge operators on Great Bear Lake and a number of lodges in the Keewatin are presently voluntarily restricting the catch and possession limits on lake trout below those set by regulation in order to maintain a high-quality trophy fishery. Most lodge operators in the Keewatin have repeatedly requested DFO to lower the catch and possession limits. There are a number of road access lakes near Yellowknife that receive intensive angling from the city (population about 12,500). Angling success has been declining over the past few years. To improve and protect angling for a growing future population, it is necessary to reduce the current harvest.

Any changes in catch and possession limits will be discussed further with the NWT Sport Fishing Lodge Association and individual lodges before amendments are made. Changes to catch and possession limits on local lakes will be made in consultation with the Yellowknife Sportsmen's Hunters and Trappers Association and by public meetings. This amendment would come into effect in September, 1988, and would not contain a sunset provision.

Anticipated Impact: The impact on specific sport fishing lodge operations will be minimal as they are already voluntarily implementing restrictions and have requested the amendments. There may be some disagreement with local fishermen on limits for road access lakes, but this should be off-set by improved angling in the long term. As noted, local fishermen and others will be consulted on the proposed changes. A preliminary list of fly-in lodge operations for reduced limits includes Great Bear, Kasba, Neultin, Dubawnt, North and South Henik, Snowbird, Obre, Smalltree and Mosquito lakes. Affected road access lakes would include Prosperous, Prelude, Reid and Walsh lakes.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: August, 1988 (prepublication in *Canada Gazette* Part I).

Contact: D.H. Dowler, Department of Fisheries and Oceans, Box 2310, Yellowknife, N.W.T., X1A 2P7. Tel.: (403) 920-6640.

451-DFO

RESTRICTION ON MESH SIZE OF GILLNETS AND CLOSED SEASON FOR DOMESTIC FISHERMEN ON DIANA RIVER AND DIANA LAKE

The Arctic char population of the Diana River and Diana Lake has been harvested by domestic fishermen, commercial fishermen and sports fishermen. This has led to concerns being expressed by Inuit commercial fishermen to DFO that this fish stock was declining as they were catching fewer and smaller fish. Research was done by DFO which confirmed that the fish stock had declined. After consultation with resource users, the commercial fishery was closed and sports fishing catch and possession limits were reduced. The domestic fishermen attempted to control voluntarily their fishing effort by restricting themselves to one net per family. Further research, supported by information from local Inuit fishermen, indicates that the population is recovering at a slow rate at the present harvesting level. The Rankin Inlet Hunters and Trappers Association (composed mainly of domestic and former commercial fishermen) has recommended that further measures be taken to protect the resource and enhance the recovery. One of the measures recommended by the Association is to establish by regulation a minimum mesh size for the gillnets used by domestic fishermen so that smaller fish can escape. A second recommendation is to establish a season in the spring during which domestic fishermen would not be permitted to use gillnets. These fishermen would fish using other methods such as jigging, spearing, and rod and reel during this time.

Therefore, it is proposed that the Regulations be amended to establish a minimum mesh size of 139 mm for gillnets used in the domestic Arctic char fishery in the

Diana River and Diana Lake, and to establish a spring season when gillnets could not be used in the domestic Arctic char fishery in the Diana River and Diana Lake. This amendment would come into effect in September, 1988, and would not contain a sunset provision.

Anticipated Impact: Some domestic fishermen in Rankin Inlet might not have gillnets of 139 mm mesh size and would be subjected to a financial hardship if required to purchase new nets. It is expected that the use of gillnets of 139 mm mesh size would allow smaller fish to escape and would also limit the number of fish taken in this fishery at this time as the present population is composed largely of younger and smaller year classes.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: August, 1988 (prepublication in *Canada Gazette* Part I).

Contact: R.M. Allen, Area Manager, Eastern Arctic, Department of Fisheries and Oceans, Box 358, Iqaluit, N.W.T., XOA OHO. Tel.: (819) 979-5966.

452-DFO

RESTRICTION ON MESH SIZE OF GILLNETS AND CLOSED SEASON FOR DOMESTIC FISHERMEN ON SYLVIA GRINNELL RIVER AND SYLVIA GRINNELL LAKE

The Arctic char population of the Sylvia Grinnell River and Sylvia Grinnell Lake has been over-harvested by domestic, commercial and sports fishermen. This has led to the commercial fishery being closed. Continued exploitation by domestic and sports fishermen is keeping the population at a very reduced level. Some domestic fishermen are using gillnets as small as 50 mm, resulting in the harvesting of immature char. Consultation with the local Hunters and Trappers Association has taken place over several years but the over-harvesting continues as the river is readily accessible to the rapidly growing town of Iqaluit. One of the measures recommended is to establish a minimum mesh size of 139 mm for the gillnets used by domestic fishermen so that smaller fish can escape. A second recommendation is to establish a season in the spring during which domestic fishermen would not be permitted to use gillnets. These fishermen could fish using other methods such as jigging, spearing, and rod and reel during this time. The third recommendation is to reduce the catch and possession limit of sport fishermen from four and seven to two and four. The final recommendation is that no fishing be allowed within 100 m of the falls on the Sylvia Grinnell River.

Reduction of sport fishing catch and possession limits is proposed under a separate submission. This amendment would come into effect in September, 1988, and would not include a sunset provision.

Anticipated Impact: Some domestic fishermen in Iqaluit may not have gillnets of 139 mm mesh size and would be subjected to a financial hardship if required to purchase new nets. It is expected that the use of gillnets of 139 mm would allow smaller fish to escape the domestic fishery and also would reduce the number of fish taken in this fishery at this time as the present population is composed largely of younger and smaller year classes of fish. This would permit the development of larger Arctic char and the protection and redevelopment of a resource that is now in decline and in danger of depletion if no action is taken. If domestic fishermen were required to use gillnets of 139 mm, many fishermen would not set nets in the river as they would catch very few fish. Reducing the catch and possession limits of sports fishermen would reduce the numbers of fish taken by this group while still allowing them to participate in the fishery.

Anticipated Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: August, 1988 (prepublication in *Canada Gazette* Part I).

Contact: R.M. Allen, Area Manager, Eastern Arctic, Department of Fisheries and Oceans, Box 358, Iqaluit, N.W.T., XOA OHO. Tel.: (819) 979-5966.

453-DFO

REDUCTION TO SPORT FISHING CATCH AND POSSESSION LIMITS ON THE SYLVIA GRINNELL RIVER NEAR IQALUIT

The Sylvia Grinnell River is located within walking distance of Iqaluit and has been subjected to heavy sport fishing and Native subsistence net fishing. Assessment of the Arctic char stocks has shown a severely depleted stock. Char are very small and many immature fish are being caught. Consultations are under way with the local Hunters and Trappers Association to secure agreement to close the river to subsistence net fishing or to use gillnets with meshes large enough to avoid catching immature fish. If the sport fishermen are restricted, the subsistence fishermen will be more agreeable to a closure or restriction on net fishing. The sport fishing catch and possession limits would be reduced from four and seven to two and four respectively. This amendment would come into effect April 1, 1988, and does not contain a sunset provision.

Anticipated Impact: There will be a minor impact on licensed non-Native sport fishermen who may have to travel to other less accessible locations if they want more fish. Local Inuit senior citizens will not be affected as sport fishing catch and possession limits do not apply to Natives who are fishing for food.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: January, 1988 (prepublication in *Canada Gazette* Part I).

Contact: R.M. Allen, Area Manager, Eastern Arctic, Department of Fisheries and Oceans, Box 358, Iqaluit, N.W.T., XOA OHO. Tel.: (819) 979-5966.

454-DFO

LICENCE FEES RE INUVIALUIT FINAL AGREEMENT

It is proposed to amend the Northwest Territories Fishery Regulations to provide relevant commercial and sport fishing licences at no cost to beneficiaries of the Inuvialuit Final Agreement and to allow the sale of domestic (subsistence) fish caught by beneficiaries of the Inuvialuit Final Agreement to other beneficiaries. This amendment is planned to come into effect early in 1988. It will not contain a sunset provision. The amendments will meet a requirement that the Northwest Territories Fishery Regulations conform to the provisions of the Inuvialuit Final Agreement, which settles land claims in the Western Arctic and which allows beneficiaries of the agreement to engage in fishing without payment of licence fees and permits the sale, trade or barter of fish caught in domestic or subsistence fisheries to other Inuvialuit.

Anticipated Impact: This amendment will contribute to the settlement of land claims in the Western Arctic. Licence revenues will decline a very small amount. Deregulation of the sale of subsistence-caught fish among Inuvialuit may provide a mild stimulus to the local economy. Monitoring of harvests for conservation purposes will be instituted under other provisions of the Inuvialuit Final Agreement. The proposed amendment was developed through consultations with the Inuvialuit Game Council, representing Inuvialuit hunters, trappers and fishermen.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34(c) and (f).

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Don H. Dowler, Manager, Field Services, Department of Fisheries and Oceans, Box 2310, Yellowknife, N.W.T., X1A 2P7. Tel.: (403) 873-5831.

455-DFO

COMMERCIAL WEIR FISHERY

In order to reduce cullage and provide much more efficient use of the sea-run Arctic char resource, an amendment allowing weirs to be used in the commercial fishery for sea-run Arctic char in the Northwest Territories is proposed. This commercial fishery is now restricted to gillnet gear. Because of the remoteness of

the areas involved, this is not the best method of fishing since transportation delays result in poor product quality and loss of fish. The proposal is expected to come into effect in April, 1988, and will not contain a sunset provision.

Anticipated Impact: The amendment should provide stimulus to the economies of many isolated northern settlements through improving returns from sea-run Arctic char fisheries. The amendment should also improve management and conservation of these stocks through improved stock assessment. It was developed through consultation with fishermen from a number of communities in the Northwest Territories. Consultation is continuing. The amendment would increase the options available to fishermen through allowing a previously prohibited method of fishing. Presently, the commercial fishery for sea-run Arctic char in the Northwest Territories is restricted to gillnets by the Northwest Territories Fishery Regulations, section 18(1)(a). Many of these fisheries are located in remote areas and rely on aircraft to transport the catch to freezer facilities. Gillnets kill fish and delay of transport due to weather or mechanical breakdown results in a drop in product quality and loss to cullage. Weirs allow the catch to be held alive until transport can be assured.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Don H. Dowler, Manager, Field Services, Department of Fisheries and Oceans, Box 2310, Yellowknife, N.W.T., X1A 2P7. Tel.: (403) 873-5831.

456-DFO

PROHIBITIONS ON WASTAGE EXTENDED TO NON-NATIVE FISHERMEN

It is proposed that existing wastage prohibitions be extended to non-Native fishermen. Wastage of fish from all types of fishing is considered a serious offence. In the current Northwest Territories Regulations, prohibitions on wastage are specific for commercial fishermen, sport fishermen and for Native domestic fishermen. There are no wastage prohibitions for non-Native domestic fishermen. This is becoming a problem, particularly in the Western District. This proposal is planned to come into effect in early 1988. It will not contain a sunset provision.

Anticipated Impact: The proposed amendment will impose a very small labour cost on non-Native fishermen. The measure will increase equity in the regulation of different categories of fishermen. It will also contribute to the further development of fisheries through ensuring efficient utilization of fishery resources.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 24(a) and (b).

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Don H. Dowler, District Manager, Department of Fisheries and Oceans Box 2310, Yellowknife, N.W.T., X1A 2P7. Tel.: (403) 873-5831.

457-DFO

MINIMUM SIZE LIMIT: WALLEYE

There is an intensive sport fishery on the Hay River for walleye. The present catch and possession limits are five and ten. Large numbers of small immature fish are being retained. Assessment of the fishery has taken place over the past three years. Recommendations on size limits are being prepared and will include amendments imposing minimum size limits. These amendments are expected to come into effect in the spring of 1988 and will not include a sunset provision.

Anticipated Impact: The proposed minimum size limits would prevent the removal of immature fish and ensure maintenance of a healthy stock to support the sport fishery. The proposal would impose no economic or social costs on the fishermen involved.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

Contact: D.J. Moshenko, Area Manager, Department of Fisheries and Oceans Box 2310, Yellowknife, N.W.T., X1A 2P7. Tel.: (403) 873-5831.

458-DFO

MOSQUITO CREEK SPORT FISHERY

There is an intensive sport fishery on the Mosquito Creek spring spawning run for walleye. Assessment of upstream migration, current catch and escapement indicates an over-exploited fishery. Pending completion of analysis of the Spring 1987 assessment of the fishery, reduced catch and possession limits, a short open season or a complete closure of the fishery for one or two years may be required as a conservation measure. These amendments are expected to come into effect in April, 1988, and will be subject to ongoing review.

Anticipated Impact: Depending on the measure chosen, the regulation may impose costs on local sports fishermen who might be displaced to more distant fishing areas or might be unable to find suitable replacement areas. The measure having the least impact while ensuring conservation and rebuilding of the harvested stock will be selected.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

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459-DFO

REDUCED CATCH LIMIT FOR ARCTIC CHAR ON COPPERMINE RIVER

Increasing pressure on the Arctic char sport fishery on the upper Coppermine River has resulted in concern for maintaining a high quality sport fishery. The area is now being fished regularly by two outfitters' lodges. As a result, a reduction in the catch and possession limits above Bloody Falls from the current four and seven to two (catch) and two (possession) is proposed. The amendments are expected to come into effect in April, 1988. The limits will be subject to ongoing review.

Anticipated Impact: The proposed amendment will ensure maintenance of the exploited stock and of angling quality at a level necessary for continuing use by lodge outfitters. Reduction in catch and possession limits is not anticipated to have any negative impact on these operations. Consultations have taken place with resource users, who support the proposed action and believe that benefits from maintenance of the stock will outweigh any negative impact on the reduced limits.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

Contact: D.J. Moshenko, Area Manager, Department of Fisheries and Oceans Box 2310, Yellowknife, N.W.T., X1A 2P7. Tel.: (403) 873-5831.

460-DFO

CHANGE IN AREA DESCRIPTIONS IN SCHEDULE II, PART II, TO CONFORM TO THE BOUNDARIES OF THE INUVIALUIT SETTLEMENT REGION

Beneficiaries of the Inuvialuit Final Agreement (IFA) are allowed to engage in fishing without payment of licence fees and have preferential rights to fishing within the Inuvialuit Settlement Region (ISR). The present description of fishing areas in Schedule II of the regulations includes waters within and outside the ISR. Since beneficiaries can fish without payment of a fee and have preferential rights, the defined areas should correspond

to the boundaries of the ISR. There are five areas in the Western Arctic and changes in area descriptions would result in areas I, II and V being outside the ISR and areas III and IV would be within the ISR. This amendment would come into effect September, 1988, and would not include a sunset provision.

Anticipated Impact: New area boundaries would correspond to the boundaries of the ISR, would more closely represent user groups by settlement, and would conform to the fisheries management plans for the IFA.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: August, 1988 (prepublication in *Canada Gazette* Part I).

Contact: D.V. Gillman, Area Manager, Western Arctic, Department of Fisheries and Oceans, Box 1871, Inuvik, N.W.T., X0E 0T0. Tel.: (403) 979-3314.

461-DFO

REVISION AND CONSOLIDATION OF SCHEDULE V

Schedule V of the regulations lists water bodies that may be opened for commercial fishing. When the schedule was first developed, water bodies were in many cases listed in the event that someone wanted to fish them. Assessments over the past few years have clearly shown that some waters listed are not suitable or capable of supporting a commercial fishery; these will be dropped from the schedule. There are a number of additional items, such as inaccurate co-ordinates and incorrect names, which will be corrected. There are also a number of lakes which now have viable sport fishing lodge operations and their viability is not compatible with commercial fishing; these also will be dropped from the Schedule. Under the terms of the Inuvialuit Final Agreement, preferential rights to harvest fish commercially in the scheduled lakes that are within the Inuvialuit Settlement Region (ISR) will be listed separately from those outside the ISR. This amendment would come into effect in September, 1988, and would not include a sunset provision.

Anticipated Impact: The revision will reduce the length of the schedule by deleting water bodies not suitable for commercial fishing, will clearly list waters within the ISR to which the Inuvialuit have preferential rights, and will provide correct names and locations for waters incorrectly listed. The sport fishing lodges located on lakes which are listed in Schedule V have repeatedly requested DFO to remove the lakes from the Schedule. Their removal will give the lodges some assurance that their businesses will not be at risk from commercial fishing. The economics of fly-in commercial fishing does not provide the interest or incentive for commercial fishermen to engage in this activity. None of the lakes still on Schedule V and on which there are viable sport fishing operations have been fished commercially for many

years. Therefore, there will be no adverse effect on existing commercial fishing.

Deleting lakes from the schedule at this time does not preclude listing the lakes again in the future as economic conditions change or wildlife management boards, under pending land claims settlements, develop new fishery management plans.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: August, 1988 (prepublication in *Canada Gazette* Part I).

Contact: D.H. Dowler, Department of Fisheries and Oceans, Box 2310, Yellowknife, N.W.T., X1A 2P7. Tel.: (403) 920-6640.

462-DFO

COMMUNITY COMMERCIAL FISHING LICENCES

Through their representatives on the Fisheries Joint Management Committee established under the Inuvialuit Final Agreement, the Inuvialuit of the Western Arctic have requested that provision be made in the Northwest Territories Fishery Regulations for the issuance of community commercial fishing licences. Under the proposed licensing scheme, a community corporation or society would be issued a licence to catch a stipulated quantity of fish. The community organization would allocate the right to fish to individuals by means of a licence. The proposed system would facilitate implementation of a commercial fishing preference granted under the Inuvialuit Final Agreement. This is still in consultation. It will not contain a sunset provision.

Anticipated Impact: The proposal would reduce the regulatory paper burden on individual fishermen by removing the requirement for individual licences. Obtaining these licences can sometimes be difficult in remote communities. The proposal would also stimulate the development of community-based commercial fishing enterprises by providing an explicit allocation for the enterprise which, in the case of the Inuvialuit, would be guaranteed for the succeeding year under the terms of the settlement of their land claim. The introduction of specific allocations of the resource to particular enterprises will introduce a new element of regulation to the fishery which may increase enforcement requirements to some extent. However, enforcement activities are currently necessary to ensure adherence to commercial fishing quotas and it is hoped that the proposed licence scheme will facilitate self-monitoring and enforcement by the community. The proposal will be developed further through the Fisheries Joint Management Committee and through consultation with the Inuvialuit Game Council.

Statutory Authority: Fisheries Act, R.S.C. 1970 c. F-14, s. 34(c) and (f).

Expected Date of Publication: December, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Gerald Yaremchuk, Coordinator, Resource Allocation and Native Affairs, Arctic and Environmental Secretariat, Department of Fisheries and Oceans, 501 University Crescent, Winnipeg, Manitoba, R3T 2N6. Tel.: (204) 949-5156.

463-DFO

REWRITE AND IMPROVE FORMAT OF SCHEDULE VI

Management requirements dictate a wide variety in catch and possession limits for species in specific water bodies. The present format of the schedule makes it difficult to add new catch and possession limits without making the schedule very difficult for the public to read and understand. The proposed format would indicate species in column I, waters in column II and daily catch and possession limits in columns III and IV. The revised schedule would come into effect in the fall of 1988 and would not contain a sunset provision.

Anticipated Impact: The change should be well accepted by the fishing public in that the revised schedule will be much clearer. This is not a substantive amendment although it provides for better accommodation of future required substantive changes.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: June, 1988 (prepublication in *Canada Gazette* Part I).

Contact: D.H. Dowler, Department of Fisheries and Oceans, Box 2310, Yellowknife, N.W.T., X1A 2P7. Tel.: (403) 920-4460.

NOVA SCOTIA FISHERY REGULATIONS

464-DFO

REDEFINITION OF TIDAL BOUNDARY LANDMARKS

Several landmarks used in the description of tidal waters boundaries have been altered by new construction and in some cases, the initial description was inadequate. For enforcement purposes, these changes are required for the start of the 1988 fishing season and this proposal will not contain a sunset provision.

Anticipated Impact: Confusion exists in some areas due to the inadequate method of describing specific boundaries and problems have arisen in court in some cases. This change will benefit all parties and no adverse impact is foreseen.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: January, 1988 (prepublication in *Canada Gazette* Part I).

Contact: K. Robertson, Regulations Officer, Conservation and Protection, Department of Fisheries and Oceans, Moncton, N.B., E1C 9B6. Tel.: (506) 857-7799.

465-DFO

AMENDMENT TO: (A) EXPAND THE AREA TO WHICH THE MINIMUM LEGAL SIZE FOR CLAMS WILL APPLY; AND (B) ESTABLISH LICENCE REQUIREMENTS FOR COMMERCIAL CLAM DIGGERS

There is strong support from the commercial sector for conservation measures in the clam fishery. Some countries have a minimum clam size restriction, thus it is a matter of expanding the areas to which the regulations apply. There is concern that stocks could be seriously depleted if no minimum legal size is established. This proposal is planned to be effective January 1, 1988, and does not contain a sunset provision.

Anticipated Impact: All diggers will be required to liberate undersized clams; however, this will have positive effects on future clam stocks. Commercial diggers will have to pay a licensing fee.

Minor initial costs for purchasing appropriate gauges to determine shell size will be incurred by the Department.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: November, 1987 (prepublication in *Canada Gazette* Part I).

Contact: Glen Jefferson, Senior Advisor, Invertebrates, Resource Allocation Branch, Department of Fisheries and Oceans, P.O. Box 550, Halifax, N.S., B3J 2S7. Tel.: (902) 426-5952.

ONTARIO FISHERY REGULATIONS

466-DFO

REWRITE OF ONTARIO FISHERY REGULATIONS

The Ontario Fishery Regulations are to be completely rewritten to eliminate unnecessary and outdated provisions, clarify intent, remove inconsistencies and duplications and simplify and update the regulations. In addition, a number of new regulations are proposed: (a) modernization of the regulation of the commercial fishing industry by removing all gear restrictions from the regulation and replacing them with a harvest quota for all lakes commercially fished; (b) rationalization of the Algonquin Region fishing divisions and seasons to reflect special management requirements in Algonquin Provincial Park and the similarity of fish communities in the surrounding area; (c) amendments to fish sanctuaries on ten lakes in the Territorial District of Nipissing; (d) winter fish sanctuaries on three lakes on the grounds of the Leslie M. Frost Natural Resources Centre; (e) temporary fish sanctuaries to protect spawning rainbow trout in the Ganaraska River and in Big Creek, Stoney Creek and North Creek in the Regional Municipality of Haldimand-Norfolk; (f) temporary fish sanctuary to protect sturgeon in the Groundhog River; (g) trophy and slot-size limits on northern pike in Kesagami Lake in Kesagami Lake Wilderness Park; (h) lake trout stock preservation initiatives at Big Sound (Parry Sound) where the limit will be reduced from three fish to two and in Algonquin Park where several new regulations are proposed including a limit of two lake trout with an overall limit of five salmonids, a ban on the use of cisco as bait in the Park, and slot-size limits on seven lake trout lakes in the Highway 60 corridor area of Algonquin Park (Smoke, Canoe, Tea, Bonita, Lake of Two Rivers, Rock and Whitefish lakes). (i) aurora trout angling season extensions on Carol, Big Club and Wynn lakes with all-year fish sanctuaries on Whitepine and Strong lakes to protect stocked aurora trout; (j) brook trout conservation initiatives including a reduced catch limit in Algonquin Park; catch and release brook trout fisheries on eight lakes in Algonquin Park together with a 35 cm minimum size limit on four of these lakes (Harry, Rence, Welcome and Animoosh), a 45 cm minimum on Westward Lake and a ban on the use of organic bait; a minimum size limit, reduced catch limit and shortened fishing season for brook trout in the Albany River; and live baitfish bans on two stocked lakes in the Territorial District of Sudbury and four lakes in the Algonquin region (Blue Jay, Soldier, Ties and Speckled Trout); (k) brook trout protective measures in the Hudson Bay lowlands including a trophy fish catch limit of one fish over 40 cm in length and single barbless hook only restriction for all fishing in the Hudson Bay lowlands; (l) yellow pickerel conservation regulations across the province including an extended close time in Little Abitibi Park and temporary fish sanctuaries at Vaughan Lake (Lac Seul), and on spawning grounds in Little Abitibi River, Raisin River, the Mattagami River at the Sturgeon

Falls Power Dam, Hoople Creek, Mississippi River, Dalhousie Lake, Clayton Lake and Madawaska River.

Also proposed is the revocation of a number of fish sanctuaries including McEwen Bay of Mississippi Lake, Drizzle and Hay Lakes, Wolfsden (Spectacle) Lake, Wicked Point (Lake Ontario) and Stony Lake. These amendments are anticipated in early 1988 and do not include a sunset provision.

Anticipated Impact: Item a) removes traditional indirect controls over commercial fishing gear and replaces them with direct controls over the composition and volume of the harvest. Ontario anticipates that this deregulatory action will stimulate economic efficiency, reduce capital costs over the long term, and encourage the industry to maximize the value of landings through innovative marketing and quality control. The lake-wide quotas proposed in this amendment are the sum by lake of quotas presently allocated to individual commercial fishermen. Item b) reduces the complexity of fishing seasons in the Algonquin Region by reducing the number of fishing divisions and redefining both boundaries and fishing seasons. Although it may initially prove confusing to anglers familiar with the existing system, the new seasons and divisions rationalize sport fishing in Algonquin Provincial Park and surrounding areas. Item c) closes six lakes to fishing in January, but sanctuary close times in four lakes in the same area are reduced by three months to provide a more even distribution of fishing pressure among these lakes. Item d) will eliminate winter fishing in these lakes in the interest of developing a quality summer fishery. There are no cottages in the area and other recreational activities are available in the immediate area. Items e) and f) both propose seasonal fishing closures to protect the primary game fish of the closed area during and after spawning. Greater returns of the protected species of fish are expected, and the development of non-consumptive resource activities such as fish viewing will be encouraged. Item g) is proposed to maintain Kesagami Lake in Kesagami Lake Wilderness Park as a high-quality trophy lake for northern pike. The proposed slot-length limit protects intermediate-sized fish which contribute the bulk of the reproductive capability while promoting trophy fishing. The proposal is supported by both the users of the Park and the single tourist outfitter located on the lake. Item h) will reduce the number of lake trout harvested in Ontario's Algonquin region while maintaining fishing opportunities. Slot limits were a strongly preferred option in a 1984 Algonquin Park Angler Survey and in fisheries management plan public reviews. Aurora trout management initiatives, item i), require that all fishing be prohibited on Whitepine and Strong lakes until a harvestable population of stocked fish has developed. Biological information indicates that the angling season on Carol, Big Club and Wynn lakes can be extended to two months. The season extension is expected to attract more anglers as spawning colours of this species are most pronounced. Item j) will reduce the total harvest of brook trout from specific waters while maintaining fishing opportunities. Baitfish use bans will require some fishermen to change their angling practices, but are required to improve survival of stocked fish. Although these proposals are strongly supported by Trout Unlimited, the Isaak Walton

League and respondents to the district fisheries management plan, there has been resistance from anglers fishing Scott and Westward lakes. These two lakes in particular require the proposed additional protection as they both receive very heavy fishing pressure. Brook trout protective measures described in item k) will require all anglers in the proposed new Division 14, Hudson Bay lowlands, to change their barbed or multiple-point hooks over to the single barbless hook. This can be accomplished at no expense by cutting off extra points and filing down barbs. As fish released from single barbless hooks tend to have a higher rate of survival, this regulation is expected to maintain the trophy brook trout fishery in the area and the associated benefits of tourism. A catch limit of one trophy-sized fish is proposed, but the total catch limit of brook trout will remain at seven fish. Yellow pickerel regulations described in item l) provide necessary protection to aggregations of spawning fish. To maintain fishing opportunities, the closure has been kept to the smallest possible area and the shortest period of time required to protect the target species. Revocation of fish sanctuaries at a number of sites across the province will increase available fishing opportunities.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14.

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

Contact: George Whitney, Director, Fisheries Branch, Ontario Ministry of Natural Resources, 99 Wellesley Street, Toronto, Ontario, M7A 1W3. Tel.: (416) 965-7885.

PACIFIC COMMERCIAL SALMON FISHERY REGULATIONS

467-DFO

USE OF POWERED AUXILIARY VESSELS IN THE SALMON SEINE FISHERY

An amendment to allow the use of power auxiliary vessels to assist a fishing vessel operating purse seines in Area 21. This is sought for safety purposes as the waters in this area are quite rough. It is anticipated that these amendments will come into effect in 1988. It will not contain a sunset provision.

Anticipated Impact: The amendment will lessen the danger caused by rough waters involved in purse seine fishing in this area. It may cause some concern to fishermen who fish the same size nets in other areas, yet will not be allowed to use power on their auxiliary vessels. However, the additional power is not needed for safety reasons in the remaining areas.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

Contact: D. McCulloch, District Supervisor, Department of Fisheries and Oceans, Box 280, Federal Building, Port Alberni, B.C., V9Y 7M7. Tel.: (604) 724-0195.

468-DFO

SALMON GILLNET DEPTH LIMIT

The proposal will ensure that a gillnet is constructed in such a manner as to comply with the intention of the depth limit on gillnets set out by schedule in the regulations. The department has been informed that some fishermen plan to insert shaker panels into their gillnets. This will have the effect of increasing the depth of the net and, therefore, increasing the catch of chinook, most of which are caught at the bottom of the net. This amendment would prevent their use before it becomes widespread. It is anticipated this regulation will come into effect around June 1, 1988. There is no sunset clause.

Anticipated Impact: This amendment is preventative and, therefore, very few fishermen should be negatively affected. The industry has been advised that shaker panels will not be permitted. This is an effort to prevent circumvention of our regulations by fishermen inserting a shaker panel section in the net since the panel increases the net depth and increases the chinook catch at the bottom of the net. Most chinook in these nets are caught at the lower depths, and normally in the bottom 10 meshes of the net. Our regulation does not now prevent the insertion of these panels, and it is understood nets of this construction will be put into use this season. Their use would defeat chinook conservation measures.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: March, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Don Aurel, District Supervisor, Department of Fisheries and Oceans, 80-Sixth Street, New Westminster, B.C., V3L 5B3. Tel.: (604) 666-2618.

469-DFO

INCREASE THE SIZE LIMIT OF CHINOOK SALMON TAKEN BY TROLLING IN THE GULF OF GEORGIA AREA

This proposal will increase the present size limit of commercial chinook salmon taken by trolling in Areas 13 to 18 and 29. The minimum limit will increase from 54 cm to 62 cm for those with heads left on, and from 44 cm to 51 cm for those with heads removed. It is anticipated

this amendment will come into effect around June 1, 1988. There is no sunset clause.

Anticipated Impact: The regulation should increase the harvest of older chinook and at the same time increase fishing revenue because of the larger fish being taken. Although in some cases it may result in increasing the fishing time required, the recommendation is proposed and supported by the Gulf Trollers' Association. This regulation is not expected to adversely affect the chinook stocks, which require conservation measures for rebuilding.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: March, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Eric Kremer, Fisheries Branch, Department of Fisheries and Oceans, 1090 West Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-6931.

470-DFO

CHANGES IN RESTRICTIONS OF GEAR ABOARD TROLLERS/GILLNETTERS

One amendment would permit troller-gillnet vessels to carry extra nets on vessels while trolling so long as there is no net on the drum of the boat; another will prevent trollers from carrying more than one line on each gurdie. This is expected to come into effect in the spring of 1988. It does not include a sunset provision.

Anticipated Impact: The first, which was requested by the industry, has the positive effect of easing regulation. It allows troller-gillnet vessels to convert to troll gear without having to return to port and lose valuable fishing time. The prohibition of nets on the drum while trolling should prevent abuse. The second is intended to clarify the intent of existing regulations. Therefore, its impact should be positive.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: April, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Mel Hart, Regulations Officer, Department of Fisheries and Oceans, 1090 West Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-2185.

471-DFO

IMPLEMENTATION OF 1988 SALMON MANAGEMENT PLAN

Amendments may be needed in the spring of 1988 to implement the 1988 Salmon Management Plans deter-

mined in consultation with industry, or to meet international treaty obligations. These would be needed in time for the 1988 salmon season. A sunset provision is not included.

Anticipated Impact: The proposed amendments would be based on consultation and on conservation or management needs and would thus be designed to improve the fishery.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: May, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Eric Kremer, Fisheries Branch, Department of Fisheries and Oceans, 1090 West Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-6931.

PACIFIC FISHERY MANAGEMENT AREA REGULATIONS

472-DFO

REVOKE "MANAGEMENT AREAS" TO MANAGE BY PUBLIC NOTICE

To revoke all "Management Areas" of Schedule III (sport fishing in non-tidal waters) and implement a system of management by making public notices applicable to any lake, river or stream or section of any river or stream between the confluence of specified tributaries within the provincial "Management Units". Such delimiting of Areas would easily identify the waters of the described subarea or subunit simply by reference to name or location. This would allow more flexibility in managing smaller areas. It is anticipated that these amendments will come into effect in 1988. They will not contain a sunset provision.

Anticipated Impact: This initiative would allow more reasonable targeting or protection of stocks in smaller areas, thus permitting more effective management. It should make compliance easier for anglers as the provincial management units are published in the sport fishing synopsis distributed with sport fish licences. It will also permit fishing in areas that cannot now be opened within large management areas.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: June, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Mel Hart, Regulations Officer, Department of Fisheries and Oceans, 1090 W. Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-2185.

473-DFO

SUBAREA BOUNDARY AMENDMENTS

Amendments are proposed to create new management subareas and to amend some existing management subarea boundaries to better accommodate fishing patterns at or near existing boundaries. It is anticipated that these amendments will come into effect in 1988. They will not contain a sunset provision.

Anticipated Impact: It is expected that the amendments will lead to increased fishing, resulting in more efficient use of the resource in some of the new subareas where, because of conservation concerns in other parts of the original, larger subareas, the whole subarea had to be closed. These amendments will provide for increased flexibility and increased fishing opportunities for anglers while improving management and retaining needed protection of the resource.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: June, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Mel Hart, Regulations Officer, Department of Fisheries and Oceans, 1090 W. Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-2185.

474-DFO

REDEFINITION OF FISHERY MANAGEMENT AREAS

The following amendments to realign boundaries and facilitate administrative responsibilities may be proposed: a) Rewrite of some six hundred Areas and Subareas to institute the system of using degrees of latitude and longitude for all intersections of boundaries instead of named points of land along a shoreline. This is in keeping with the Department's initiative to standardize all delimiting of boundaries in regulations. b) Restructure Subareas 29-4, 29-5, 29-6 and 18-1 by amending the east boundary of Subarea 29-4 to read from "Sand Heads Navigation Light to the apex of the international boundary in the Strait of Georgia, thence to Salamanca Point on Galiano Island". This will affect the boundaries of Subareas 29-6 and 18-1; Subarea 29-5 will be renumbered with an Area 17 number. These amendments will divide the Gulf of Georgia, releasing some of the west side administration and enforcement to District 3 on Vancouver Island from the present District 2 on the mainland. c) Some new management sub-areas may also be created and extensions and modifications made to other

boundaries. They would come into effect late in 1988. No sunset provision would be included.

Anticipated Impact: These amendments serve an important and significant role in reducing confusion or conflict through overlapping jurisdiction. They will improve the enforcement and administration of the fisheries.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: October, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Mel Hart, Regulations Officer, Department of Fisheries and Oceans, 1090 West Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-2185.

PACIFIC FISHERY REGULATIONS, 1984

475-DFO

"H" LICENSED VESSELS TO BE OPERATED BY STATUS INDIANS

The proposed amendment would implement in regulation a longstanding policy that vessels operated under the authority of "H" licences issued to status Indians be operated by a status Indian. The purpose of this requirement is to maintain Native participation in the fishery at its current level.

Anticipated Impact: There will be no change from the existing situation. The purpose of the proposed regulation is to maintain a policy concerning Native Indian participation in the roe herring fishery that has existed since 1974. Without this amendment, it is expected that Native participation in the 1987 herring fishery will be reduced.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: November, 1987 (prepublication in *Canada Gazette* Part I).

Contact: Dick Carson, Licence Manager, Department of Fisheries and Oceans, 1090 West Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-2076.

476-DFO

COMPLETE REVISION OF PACIFIC FISHERY REGULATIONS, 1984

A review of the existing regulations conducted by the Pacific Policy Review Committee and the Regulatory Review Study Group concluded that these regulations require substantial revision and updating. It is anticipated that these amendments will come into effect in 1989. They will not contain a sunset provision.

Anticipated Impact: The complete revision that will occur after full public consultation should result in better, more clearly understood, licensing regulations.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: November, 1988 (prepublication in *Canada Gazette* Part I).

Contact: R. Carson, Licensing Manager, Department of Fisheries and Oceans, 1090 W. Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-2076.

PACIFIC HERRING FISHERY REGULATIONS

477-DFO

IDENTIFICATION OF SPAWN-ON-KELP BY PRODUCER

It is proposed to amend the regulations to improve the identification of spawn-on-kelp from different producers. This will make it easier to identify in the market and act as a vital tool in controlling the illegal market. It will also help ensure that only high-quality, legally harvested products reach the market and will help ensure that the products on the market have been inspected. It is anticipated that this regulation will come into effect in 1988. It will not contain a sunset provision.

Anticipated Impact: The amendment should ease identification of legal harvests at plants and in transit between producing sites and plants and assist in controlling the illegal market for this valuable product. This amendment will make enforcement easier and discourage potential illegal harvesters. The licensed herring spawn-on-kelp operators have been consulted and are in favour of the amendment.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: May, 1988 (prepublication in *Canada Gazette* Part I).

Contact: L. Webb, Co-ordinator, Department of Fisheries and Oceans, 1090 West Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-0207.

PACIFIC SHELLFISH REGULATIONS

478-DFO

REMOVAL OF GEAR RESTRICTIONS IN CERTAIN CRAB FISHING AREAS

This regulation, in place for two years, has been reviewed and found to be creating an additional hardship on fishermen in an isolated area (Douglas Channel). It did not increase stocks of fish nor prevent interference with recreational fishermen. It also placed an additional burden on enforcement personnel. This is expected to come into effect in the spring of 1988. It does not contain a sunset provision.

Anticipated Impact: This will improve the fishing ability of the commercial fishermen and is consistent with conservation of the resource. Therefore, the impact will be positive.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

Contact: G. Jaltema, District Supervisor, Department of Fisheries and Oceans, Prince Rupert, B.C., V8J 1G8. Tel.: (604) 624-0425.

479-DFO

CRAB FISHERY CLOSURE IN SUBAREA 19-6

This is a proposal to close subarea 19-6 to commercial fishing for crabs. This area is now closed by Public Notice. Since this is a permanent closure, it is more appropriate that it be done by regulation than by Public Notice. This is expected to come into effect in the spring of 1988. It does not include a sunset clause.

Anticipated Impact: This will remove the administrative task of annually posting Public Notices. Fishing practices will not be affected as this area has been permanently closed for many years.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

Contact: R. Kehl, Acting District Supervisor, Department of Fisheries and Oceans, Victoria, B.C., V8W 1W9. Tel.: (604) 566-3252.

480-DFO

ABALONE PROVISIONS

A review and amendment of the regulations and procedures will be made in respect to the abalone regulations. The methods of weighing, logging and reporting to a fishery officer are under review to ensure conformity with the intent of the regulations. This will include a review of licensing pursuant to the Pacific Fishery Regulations, 1984. It is anticipated these amendments will come into effect about October 31, 1988. They will not contain a sunset provision.

Anticipated Impact: There will be no real change affecting the abalone fishermen except that procedures will be mandatory, rather than voluntary, to ensure that accurate statistics are made available in order to minimize any unnecessary negative effects.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: July, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Mel Hart, Regulations Officer, Department of Fisheries and Oceans, 1090 West Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-2185.

481-DFO

CRAB FISHERY RESTRICTIONS

A review and amendment will be made with respect to the crab regulations. Changes under consideration include additional gear-marking requirements and inclusion of escape panels in crab pots to prevent ghost fishing of lost crab pots. This will apply in particular to gear and the marking of it, and to areas where permanent closures are proposed. It is anticipated these amendments will come into effect about October 31, 1988. This will not include a sunset provision.

Anticipated Impact: There could be some expense and effort required of the crab fishermen to meet requirements being considered to implement additional gear-marking initiatives and to meet changes required in modifying the structure of the crab pots with escape panels that will dissolve over time to avoid continued fishing if the pots become lost. Benefits will include im-

proved management and a decrease in crabs caught by lost pots.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: July, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Mel Hart, Regulations Officer, Department of Fisheries and Oceans, 1090 West Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-2185.

482-DFO

SEA URCHIN PROVISIONS

The regulations respecting sea urchins will be amended to include the offence of selling and buying undersized sea urchins. The current regulations prohibit only catching, killing or possession. It is anticipated these amendments will come into effect about October 31, 1988. This will not include a sunset provision.

Anticipated Impact: The present sea urchin regulations do not effectively cover the matter of undersized product. They are ineffective where the fisherman has sold the product since he is no longer in possession of it. Those who purchase the undersized product are immune from prosecution under the current regulations. The inclusion of the offences of selling and buying undersized urchins will help control this situation.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: July, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Mel Hart, Regulations Officer, Department of Fisheries and Oceans, 1090 West Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-2185.

483-DFO

CLAM PROVISIONS

The regulations respecting clams are being reviewed. Amendments may be needed to facilitate the investigation and handling of the product by specific labelling and identification requirements. It is anticipated these amendments will come into effect about October 31, 1988. This will not include a sunset provision.

Anticipated Impact: Although this will impose some extra time and expense on fishermen, improved labelling and identification of clams is required to improve the management and enforcement of existing regulations. Full consultation on these amendments will occur in the fall of 1987.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: July, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Mel Hart, Regulations Officer, Department of Fisheries and Oceans, 1090 West Pender Street, Vancouver, B.C., V6E 2P1. Tel.: (604) 666-2185.

PRINCE EDWARD ISLAND FISHERY REGULATIONS

484-DFO

RECREATIONAL SALMON TAGGING, HOOK AND RELEASE

This amendment will: a) bring the P.E.I. regulations into line with the program of tagging provisions for Eastern Canada with regard to the salmon fishery, and b) introduce a hook and release program similar to that of the other Maritime provinces. Amendment is required by the 1988 angling season.

Anticipated Impact: The amendment will have a positive effect upon the slowly recovering salmon stocks. Consultative process with user groups and provincial authorities has taken place.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: December, 1987 (prepublication in *Canada Gazette* Part I).

Contact: F. Ring, Senior Advisor Anadromous Fish, Resource Allocation, Department of Fisheries and Oceans, Moncton, N.B., E1C 9B6. Tel.: (506) 857-7805.

485-DFO

TROUT BAG LIMIT

Biological evidence suggests that the trout population in P.E.I. is suffering from overfishing, especially when the daily bag limit of 20 is met by a large percentage of anglers. Amendment will reduce bag limit to 12 per day. The amendment is required by the start of the 1988 angling season.

Anticipated Impact: The amendment will reduce the pressure on this stock which has seen a decline over the

past years. The public will benefit in the immediate future.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: January, 1988 (prepublication in *Canada Gazette* Part I).

Contact: F. Ring, Senior Advisor, Anadromous Fish, Resource Allocation, Department of Fisheries and Oceans, Moncton, N.B., E1C 9B6. Tel.: (506) 857-7805.

486-DFO

REVOKE SECTION DEALING WITH THE SUNDAY PROHIBITION OF FISHING OYSTERS AND INCLUDE CLOSE TIMES FOR CLAM AND QUAHAUG FISHING

Section 24(5) of the P.E.I. Fishery Regulations prohibits individuals from fishing for oysters on Sundays. A similar section dealing with no Sunday fishing for lobsters was revoked when it was shown to come into conflict with the Charter of Rights. In the absence of a court decision upholding this prohibition, this proposal should be approved so that Schedule II would dictate the fishing season. The clam and quahaug fishery in P.E.I. is being prosecuted to its fullest and biologists' fears of over-exploitation are becoming real. DFO officials require that this concern be reflected in regulations with these fisheries being set out with close times and size restrictions. No sunset provision is to be included and this proposal is required for the spring season of 1988.

Anticipated Impact: The concerns of the public, fishermen's associations, biologists and enforcement officials indicate that support for these initiatives is widespread and that the resource and user groups will all benefit.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: January, 1988 (prepublication in *Canada Gazette* Part I).

Contact: D. Rix, Area Chief, Conservation and Protection, Department of Fisheries and Oceans, Charlottetown, P.E.I. Tel.: (902) 566-7812.

487-DFO

CLOSURE OF PROFITTS POND TO ANGLING

Profitts Pond is being used as recipient waters for hatchery-raised salmon fry. These small salmon are kept in the pond until such time as they reach a mature length (two years) and are then placed in the ocean. This program has enjoyed a 6% success, which compares favorably with the usual 1% ratio of success of hatchery-

reared fish. The problem is that this pond is open to public fishing as the pond is not set out in regulations. By doing so, we can then establish a close time which will be enforced. This proposal should be in place before the spring of 1988. It will not contain a sunset clause.

Anticipated Impact: The positive impact on the salmon fishery is obvious and the only negative effect would be felt by those persons inclined to catch small, immature salmon.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: January, 1988 (prepublication in *Canada Gazette* Part I).

Contact: D. Rix, Area Chief, Conservation and Protection, Department of Fisheries and Oceans, Charlottetown, P.E.I. Tel.: (902) 566-7812.

QUEBEC FISHERY REGULATIONS

488-DFO

INTRODUCTION OF EEL FISHERY PROVISIONS AND REWRITE

Problems have arisen in the past several years over the berthing of fixed eel fishing gear in the St. Lawrence River. To provide for a better managed fishery, these amendments will introduce provisions on where eel traps may be set and what separation must be maintained between them. The current regulations are to be rewritten to eliminate unnecessary and outdated provisions and to simplify and update the regulations.

Anticipated Impact: Consultations to date have revealed that there is considerable support for this action by fishermen. Decreasing the quantity and complexity of the regulations will be regarded favourably.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: October, 1988 (publication in *Canada Gazette* Part II).

Contact: Jacques Fréchette, Department of Agriculture, Fisheries and Food, 200A Chemin Ste-Foy, Quebec City, Quebec, G1R 4X0. Tel.: (418) 643-2336 or Jacques Hébert, Department of Recreation, Fish and Game, 150 Boulevard Saint-Cyrille E., Quebec City, Quebec, G1R 4Y1. Tel.: (418) 644-8376.

489-DFO

NEW CLOSE TIMES AND SALMON PROVISIONS

The proposed regulation focuses on two main points: the creation of a schedule setting out close times for fishing on water bodies subject to a particular type of management and certain minor amendments to the regulations respecting fishing for anadromous Atlantic salmon.

Anticipated Impact: The creation of a schedule setting out close times for fishing on water bodies subject to a particular type of management will make it possible to more effectively protect the wildlife in these areas. Another advantage will be that the citizens will be able to see a list of all the water bodies for which close times have been established. The main disadvantage of this type of fishery management is the fact that it will not shorten the text of the regulations since this list of water bodies currently comprises close to 4,000 names. The proposed amendments to the regulations respecting sport fishing for anadromous Atlantic salmon are very minor and serve to clarify existing provisions in the regulations.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 33(13).

Expected Date of Publication: March, 1988 (publication in *Canada Gazette* Part II).

Contact: Jacques Hébert, Biologist, Regulations Unit, Regulations, Tariffing and Licences Branch, Department of Recreation, Fish and Game, 150 Boulevard Saint-Cyrille E., 4th Floor, Quebec City, Quebec, G1R 4Y1. Tel.: (418) 644-8376.

SASKATCHEWAN FISHERY REGULATIONS

490-DFO

PARTIAL REWRITE OF SASKATCHEWAN FISHERY REGULATIONS

The Saskatchewan Fishery Regulations are to be partially rewritten to eliminate unnecessary and outdated provisions, clarify intent, remove inconsistencies and duplications, and simplify and update the regulations. These amendments are anticipated in 1988 and do not include a sunset provision.

Anticipated Impact: This proposal, which will result in a decrease in the quantity and complexity of regulations, is regarded by the public at large and the various user

groups as a positive and smart step and has been favourably received.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: October, 1988 (publication in *Canada Gazette* Part II).

Contact: H. Horn, Manager, Legal and Data Services, Fisheries Branch, Saskatchewan Parks and Renewable Resources, 3211 Albert Street, Regina, Saskatchewan, S4S 5W6. Tel.: (306) 787-2877.

SEAL PROTECTION REGULATIONS

491-DFO

MAJOR REVISION AND CONSOLIDATION OF SEAL PROTECTION REGULATIONS

In order to implement the recommendations of the Royal Commission on Sealing and to update and clarify the Seal Protection Regulations a major revision and consolidation of provisions pertaining to sealing in Canada is to be undertaken. The rewritten regulations will apply nationally and will account for present circumstances and policies that prevail in relation to seal management in the Atlantic, Pacific and Arctic oceans.

Anticipated Impact: The overall effect of this exercise will be a modernization of the regulations governing sealing and will remove unnecessary provisions, clarify intent and reduce regulatory volume. These regulations will take into account traditional northern sealing practises. This will have a positive effect and is in compliance with the aims of the regulatory reform strategy. This rewrite will also incorporate provisions to implement various recommendations of the Royal Commission and in doing so could introduce significant changes in the conduct of the seal hunt.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: January, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Mr. Pierre Comeau, Associate Co-ordinator, Ma-louf Commission Response, Department of Fisheries and Oceans, Ottawa, Ontario, K1A 0E6. Tel.: (613) 993-3050.

WALRUS PROTECTION REGULATIONS

492-DFO

RECORDS OF TRANSACTIONS IN WALRUS PRODUCTS

An essential element of effective management of fish and marine mammal resources is obtaining accurate records of harvests. The current Walrus Protection Regulations require the keeping of records of all transactions involving trade and barter of hides and tusks, but the Regulations apply only to activities within the Northwest Territories. It is proposed to extend this record-keeping requirement to all who trade or barter walrus. This amendment is expected to come into effect in the spring of 1988. It does not contain a sunset provision.

Anticipated Impact: The proposal represents the minimum level of regulation necessary to protect walrus stocks from over-harvesting through illegal hunting. The conservation benefits of the proposal greatly outweigh the increased effort required by people engaged in the trade of walrus products, who in most cases already keep business records of transactions. The proposal has been designed to minimize the paperwork burden by requiring the keeping of records rather than reporting.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34(a), (b) and (c).

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Don H. Dowler, District Manager, Department of Fisheries and Oceans Box 2310, Yellowknife, N.W.T., X1A 2P7. Tel.: (403) 873-5831.

493-DFO

ESTABLISHMENT OF HALL BEACH AREA QUOTA

It is proposed to establish in the Schedule to the Walrus Protection Regulations a settlement hunting area quota for the Hall Beach area by April, 1988. The amendment is expected to come into effect in April, 1988. It will not contain a sunset provision. Communities in the Northwest Territories have the option of adopting a settlement hunting area quota or an individual hunter limit. The Hall Beach Hunters and Trappers Association has requested implementation of a settlement hunting area quota.

Anticipated Impact: The amendment will help to ensure conservation of the harvested stock and facilitate efficient allocation of available resources. Consultations with the Hall Beach Hunters and Trappers Association will continue with a view to developing a system to monitor and control the harvest level. The proposed amendment

will increase the ability of local hunters to allocate the available resource in a way which ensures its efficient use.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14.

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Ron Allen, Area Manager, Eastern Arctic, Department of Fisheries and Oceans, Box 358, Frobisher Bay, N.W.T., X0A 0H0. Tel.: (819) 979-5966.

YUKON TERRITORY FISHERY REGULATIONS

494-DFO

TICKETING

A voluntary penalty provision is being considered for inclusion in these regulations. It would remove the need for mandatory court appearances by providing a voluntary early payment option to offenders who wish to plead guilty to certain minor summary offences. This regulation may be submitted in 1988. It would not include a sunset provision.

Anticipated Impact: This amendment is expected to: relieve court congestion and lower the cost of operating the courts; lessen enforcement officers' time in document preparation, court time, travel time and travel costs; provide a similar convenience to fishermen who wish to plead guilty; and, make the regulations consistent with other fisheries regulations.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: April, 1988 (prepublication in *Canada Gazette* Part I).

Contact: G. Zealand, District Supervisor, Department of Fisheries and Oceans, 122 Industrial Road, Whitehorse, Yukon, Y1A 2T9. Tel.: (403) 667-2235.

495-DFO

REVIEW OF ALL LICENSING REGULATIONS AND INSTITUTION OF A SPORTFISH GUIDE LICENCE

This proposal will ensure that all licensing requirements meet the current requirements of the department, and

are in accord with relevant authority and policy. It may also involve amendments to the Pacific Commercial Salmon Fishery Regulations. Consideration will be given to establishing licensing and reporting procedures for guides employed in the sport fishery. It is anticipated this proposal will come into effect in November, 1988. There is no sunset clause.

Anticipated Impact: Sport anglers will not be directly affected. They will be affected indirectly because there will be better control exercised over the sport fishery. Guides, however, may be subject to conditions requiring submission of statistics to the department to be used in the management strategies for that fishery. Consultation will occur in the fall of 1987.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: September, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Gordon Zealand, District Supervisor, Department of Fisheries and Oceans, 122 Industrial Road, Whitehorse, Yukon, Y1A 2T9. Tel.: (403) 667-2135.

496-DFO

IMPLEMENTATION OF INUVIALUIT FINAL AGREEMENT LICENCES

It is proposed to amend the Yukon Territory Fishery Regulations to provide relevant commercial and sport fishing licences at no cost to beneficiaries of the Inuvialuit Final Agreement and to allow the sale of domestic (subsistence) fish caught by beneficiaries of the Inuvialuit Final Agreement to other beneficiaries. The amendments meet the requirement that the Yukon Territory Fishery Regulations conform to the provisions of the Inuvialuit Final Agreement, which settles land claims in the Western Arctic and which allows beneficiaries of the agreement to engage in fishing without payment of licence fees and permits the sale, trade or barter of fish caught in domestic or subsistence fisheries to other Inuvialuit. The amendment is expected to come into effect in early 1988. It will not contain a sunset provision.

Anticipated Impact: The amendments will contribute to the settlement of land claims in the Western Arctic. Licence revenues will decline a very small amount. Deregulation of the sale of subsistence-caught fish among Inuvialuit may provide a mild stimulus to the local economy. Monitoring of harvests for conservation purposes will be instituted under other provisions of the Inuvialuit Final Agreement. The proposed amendment was developed through consultations with the Inuvialuit Game Council, representing Inuvialuit hunters, trappers and fishermen.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34(c) and (f).

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Don H. Dowler, Manager, Field Services, Department of Fisheries and Oceans, Box 2310, Yellowknife, N.W.T., X1A 2P7. Tel.: (403) 873-5831.

497-DFO

REVOCATION OF REDUNDANT PROVISION

This proposal will revoke a regulation that requires an adult person to have a fishing licence when accompanying a person under 16 who is fishing. (Juveniles under 16 are not required to be licensed.) The regulation is revoked because it is redundant: everyone over 16 is required to have a licence while fishing, whether or not he or she is in the company of a child. If the adult is not fishing, no licence should be required. The recreational fishery in the Yukon is valued in excess of \$6 million. Some 17,000 anglers participate each year. It is anticipated that this regulation will come into effect in 1988. It will not contain a sunset provision.

Anticipated Impact: This revocation will be appreciated as it will allow the free fishing privilege extended to children to be used by more children since it will not require the purchase of a licence by a non-fishing adult companion. The anticipated decrease in revenue is expected to be minimal and to be balanced by decreased enforcement costs. This is consistent with the thrust towards self-regulation in that it assumes that people planning to fish while with a child will purchase a licence.

Statutory Authority: Fisheries Act, R.S.C. 1970 c. F-14, s. 34.

Expected Date of Publication: February, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Gord Zealand, District Supervisor, Department of Fisheries and Oceans, 122 Industrial Road, Whitehorse, Yukon, Y1A 2T9. Tel.: (403) 667-2135.

498-DFO

AMENDMENT TO SCHEDULE V: CLOSED SEASONS

This is an amendment to Schedule V which will establish a closed period for waters which do not have an established closed season. Such close times are imposed for conservation and fisheries management purposes. It is anticipated that this regulation will come into effect in 1988. It will not contain a sunset provision.

Anticipated Impact: This amendment will permit the implementation of efficient management of the resource by permitting openings and closings based on the present state of the resource, thus resulting in improved conser-

vation and improved availability of fish stocks to fishermen.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: March, 1988 (prepublication in *Canada Gazette* Part I).

Contact: G. Zealand, District Supervisor, Department of Fisheries and Oceans, 122 Industrial Road, Whitehorse, Yukon, Y1A 2T9. Tel.: (403) 667-2135.

VARIOUS REGULATIONS

499-DFO

LICENCE FEE INCREASES

All regulations pertaining to licence fees paid by domestic commercial (vessel registration, limited entry licences and personal licences), recreational, and native fishermen, and those relative to foreign fishing within Canada's 200-mile zone are under review and could be revised by January 1, 1989. The review results from Treasury Board's cost-recovery initiative, which requires all departments to examine areas where special privileges are provided to a specific user group and to recover the appropriate costs of providing those services. It is proposed to standardize fees across regions where possible and to develop a more equitable fee structure.

Anticipated Impact: The proposed fee structure would be designed to ensure that the new fees are within the ability to pay of the average fisherman, within any category of fishing activity. Effects on income and employment are not anticipated to be significant for most fishermen. The proposed fee structure will be more equitable than the existing licence fee structure. Impacts on non fishermen will be negligible.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 8(34); Fish Inspection Act, R.S.C. 1970, c. F-12, s. 3; Coastal Fisheries Protection Act, R.S.C. 1970, c. C-12, s. 4; Financial Administration Act, s. 13(b).

Expected Date of Publication: November, 1988 (prepublication in *Canada Gazette* Part I).

Contact: R. Roberts, Director, Strategic Planning and Statistics Division, Department of Fisheries and Oceans, 200 Kent Street, Ottawa, Ontario, K1A 0E6. Tel.: (613) 993-2651.

REGULATIONS RESPECTING TOXICITY AND CONTAMINATION IN SHELLFISH

500-DFO

NEW REGULATIONS RESPECTING TOXICITY AND CONTAMINATION IN SHELLFISH

These regulations consist of an amalgamation of the current Sanitary Control of Shellfish Regulations CRC 1978 C832 and those sections of the New Brunswick, Nova Scotia, Prince Edward Island, Quebec and British Columbia regulations dealing with contaminated or toxic shellfish into one comprehensive set of regulations. The amalgamated regulations set out the conditions under which shellfish may be harvested, and define the areas and time in which shellfish harvesting is prohibited.

Anticipated Impact: These changes will benefit the industry by eliminating confusion and will allow more timely opening and closing of shellfish areas. Failure to pass the proposed regulations will result in continued confusion and many delays in opening and closing areas to shellfish harvesting. Under the current process, amendments to change the provincial regulations may take from six months to eighteen months. This delay could result in placing the shellfish enforcement program and the health of shellfish consumers in jeopardy.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: December, 1987 (prepublication in *Canada Gazette* Part I).

Contact: A.J. Gervais, A/Director, Scientific & Technical Programs Branch, Inspection Services Directorate, Department of Fisheries and Oceans, 200 Kent Street, Ottawa, Ontario, K1A 0E6. Tel.: (613) 990-0148.

ies Act on behalf of the federal government. This is presently not possible because the habitat protection provisions are discretionary and can not be delegated to a provincial minister. The regulation will enable the provinces to apply their own criteria and standards to protect fish habitat, these being fully consistent with federal requirements. The regulation will come into effect in June or July, 1988, and there will be no sunset provision. There will, however, be a periodic review of provincial performance.

Anticipated Impact: There will be significant impacts on Canadian society, both positive and negative. There will be benefits derived from increased recreational and commercial fishing as a result of habitat protection and restoration. On the negative side, there will be a stepped-up enforcement of habitat protection and this will affect many businesses and private individuals. It is proposed that any new enterprises that may affect fish habitat receive approval from a province to proceed with their work, taking into account habitat protection requirements. This could result in additional costs to the proponent, although these would be reduced if factored in at an early stage.

Statutory Authority: Fisheries Act, R.S.C. 1970, c. F-14, s. 34.

Expected Date of Publication: April, 1988 (prepublication in *Canada Gazette* Part I).

Contact: Dr. H. Shear, Chief, Chemical Hazards Division, Fish Habitat Management Branch, Department of Fisheries and Oceans, 200 Kent Street, Ottawa, Ontario. K1A 0E6. Tel.: (613) 990-0206.

FISH HABITAT MANAGEMENT REGULATIONS

501-DFO

NEW REGULATIONS RESPECTING FISH HALIBUT MANAGEMENT

These regulations will enable those provinces who have delegated responsibility to manage non-tidal fisheries to administer the habitat protection provisions of the Fisher-

HEALTH AND WELFARE CANADA

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Roles and Responsibilities

The Department of National Health and Welfare was established in 1944 by the Department of National Health and Welfare Act for the purpose of promoting and preserving the health, social security and social welfare of the people of Canada over which the Parliament of Canada has jurisdiction. Since then, advances in the fields of health, social security and social welfare have led to the introduction of a number of new and extensive programs.

Departmental health programs are designed to reduce illness and untimely death of Canadians associated with hazards in the environment, both man-made and natural; to protect and enhance the health of those Canadians whose care, by legislation or custom, is the responsibility of the department; and to develop, promote and support measures designed to preserve and improve the health of Canadians.

Departmental welfare programs are designed to maintain and improve the income security and the social well-being of Canadians.

Six line branches, each headed by the Assistant Deputy Minister, administer the departmental operational programs. Health programs are operated by the Health Protection Branch, the Medical Services Branch and the Health Services and Promotion Branch, and welfare programs by the Income Security Programs Branch, and welfare programs by the Income Security Programs Branch and the Social Service Programs Branch. The Fitness and Amateur Sport Branch operates programs to increase the physical activity and fitness of Canadians and to support the development of high performance amateur sport.

Legislative Mandate

The acts or special regulations administered in whole or in part by the Minister of National Health and Welfare are:

- Department of National Health and Welfare Act
- Food and Drugs Act
- Narcotic Control Act
- Environmental Contaminants Act
- Radiation Emitting Devices Act
- Hazardous Products Act
- Quarantine Act
- Public Works Health Act
- Canada Health Act
- Federal/Provincial Fiscal Arrangements and Established Programs Financing Act, 1977
- Health Resources Fund Act
- Medical Research Council Act
- Canada Medical Act
- Old Age Security Act
- Canada Pension Plan
- Family Allowances Act
- Canada Assistance Plan
- Unemployment Assistance Act

Vocational Rehabilitation of Disabled Persons Act
Fitness and Amateur Sport Act

Administrative Arrangements

- Atomic Energy Control Act
- Immigration Act
- Excise Tax Act
- Young Offenders Act
- Indian Act
- Canada Shipping Act

HEALTH PROTECTION BRANCH

502-HWC

CONSOLIDATION OF REGULATIONS UNDER THE PSYCHOACTIVE SUBSTANCES CONTROL ACT

These regulations emerge from the consolidation of Parts III and IV of the Food and Drugs Act and the Narcotic Control Act respecting the control of psychoactive substances.

Anticipated Impact: No substantial impact anticipated since regulations, although fragmented, are in place. This proposal is considered to be consistent with the Regulatory Policy and the Citizens' Code of Regulatory Fairness.

Statutory Authority: Proposed Psychoactive Substances Control Act.

Expected Date of Publication: Anticipatory.

Contact: Chief, Drug Regulatory Affairs Division, Drugs Directorate, Health Protection Branch, Health Protection Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-0372.

503-HWC

DRUG RESIDUES IN FOOD

This amendment allows enforcement action to be taken to prevent the sale of food products containing drug residues in excess of limits established by the regulations.

Anticipated Impact: Misuses of drugs in food producing animals impact on all segments of the food manufacturing industry due to the cost of condemned food. This

initiative will lessen that impact by establishing standards for drug residues in food which are in keeping with technological advances in methods of detection. This proposal is considered to be consistent with the Regulatory Policy and the Citizens' Code of Regulatory Fairness, and is currently the subject of a broad-based consultation with all segments of the affected industry, professional associations and consumer groups.

Statutory Authority: Food and Drugs Act R.S.C. 1970, c.F-17, s.25.

Expected Date of Publication: October 1, 1988.

Contact: Chief, Drug Regulatory Affairs Division, Drugs Directorate, Health Protection Branch, Health Protection Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-0372.

504-HWC

BENZOYL PEROXIDE

The appropriate level of sale for products containing benzoyl peroxide is currently under review; the carcinogenic potential of benzoyl peroxide is the focus of this review.

Anticipated Impact: A positive determination of the carcinogenic potential of benzoyl peroxide would lead to market withdrawal. An inconclusive determination could result in its removal from nonprescription sale, while retaining availability under the supervision of a physician, until a review of the carcinogenic potential in humans is complete. This proposal is considered to be consistent with the Regulatory Policy and the Citizens' Code of Regulatory Fairness and will be the subject of a broad-based consultation with all segments of the affected industry, professional associations and consumer groups.

Statutory Authority: Food and Drugs Act R.S.C. 1970, c.F-27, s.25.

Expected Date of Publication: Anticipatory.

Contact: Chief, Drug Regulatory Affairs Division, Drugs Directorate, Health Protection Branch, Health Protection Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-0372.

505-HWC

SCHEDULING OF BLOOD

The Health Protection Branch is reviewing the regulatory control of whole blood. Currently, Schedule D to the Food and Drugs Act lists only products derived from blood.

Anticipated Impact: If the review concludes that the regulation of blood is necessary to ensure that blood

used by Canadians is safe, the addition of blood to Schedule D to the Food and Drugs Act could be expected. Resultant licensing requirements would increase costs to operators of transfusion centers and blood banks. Resources for inspection would be required. The benefits to public health are considered to substantially outweigh the economic cost to the industry. This proposal is considered to be consistent with the Regulatory Policy and the Citizens' Code of Regulatory Fairness.

Statutory Authority: Food and Drugs Act R.S.C. 1970, c.F-27, s.25.

Expected Date of Publication: Anticipatory.

Contact: Chief, Drug Regulatory Affairs Division, Drugs Directorate, Health Protection Branch, Health Protection Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-0372.

506-HWC

SCHEDULE FOR ANAESTHESIA MACHINES

The proposed schedule to the Medical Devices Regulations is intended to require labelling and performance standards for anaesthesia machines by referencing directly the requirements of the Canadian Standards Association standard, "Continuous-Flow Inhalation Anaesthetic Apparatus (Anaesthetic Machines) For Medical Use", CSA CAN3-Z168.3M84, November 14, 1984.

Anticipated Impact: No significant impact is anticipated in view of the fact that this proposal will be a direct reference to an existing Canadian Standards Association standard.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c.F-27, ss. 25(1).

Expected Date of Publication: December, 1988.

Contact: Mr. G.E. MacDonald, Chief, Legislative and Regulatory Processes, Environmental Health Directorate, Health Protection Branch, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-3142.

507-HWC

SCHEDULE FOR ANAESTHETIC VAPORIZERS

The proposed schedule to the Medical Devices Regulations establishes basic ergonomic and performance requirements for anaesthetic vaporizers which are not designed for use in the breathing system.

Anticipated Impact: This proposal is intended to reduce the health hazard associated with operator error due to misleading ergonomic design and establish performance standards for the safe operation of anaesthetic vaporiz-

ers. Minimal impact is expected with the implementation of this proposal due to the industry involvement in its development.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, ss. 25(1).

Expected Date of Publication: December, 1988.

Contact: Mr. G.E. MacDonald, Chief, Legislative and Regulatory Processes, Environmental Health Directorate, Health Protection Branch, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-3142.

508-HWC

SCHEDULE FOR KEY FILLING DEVICES APPLIED TO ANAESTHETIC EQUIPMENT

The proposed schedule to the Medical Devices Regulations establishes requirements to ensure that vaporizers used with anaesthetic machines are filled only with the intended liquid anaesthetic.

Anticipated Impact: This proposal is intended to reduce the potential health hazard of administering the wrong anaesthetic by requiring a key-fitted system for anaesthetic machines and vaporizers whereby one key fitting is associated with the filling and administration of only one liquid anaesthetic. Minimal impact is expected due to industry's involvement with the development of this proposal.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, ss. 25(1).

Expected Date of Publication: December, 1988.

Contact: Mr. G.E. MacDonald, Chief, Legislative and Regulatory Processes, Environmental Health Directorate, Health Protection Branch, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-3142.

509-HWC

STANDARD FOR LASER EQUIPMENT

There are many applications of lasers in the medical, industrial and research fields. The proposed schedule to the Radiation Emitting Devices Regulations establishes standards for all laser equipment which would include the identification of health hazards, specifications for test procedure, accessible emission limits and warning symbols.

Anticipated Impact: The proposal is intended to reduce health hazards such as skin burns, retinal burns, visual receptor damage and corneal burns associated with the use of all types of laser equipment. No significant impact is expected in view of the fact that industry has assisted with the development of this proposal.

Statutory Authority: Radiation Emitting Devices Act, R.S.C. 1970, c. 34 (1st suppl.), ss. 11(1).

Expected Date of Publication: December, 1988.

Contact: Mr. G.E. MacDonald, Chief, Legislative and Regulatory Processes, Environmental Health Directorate, Health Protection Branch, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-3142.

510-HWC

SCHEDULE FOR MEDICAL ELECTRON ACCELERATORS

The proposed schedule to the Radiation Emitting Devices Regulations establishes standards of design, construction and function, and labelling requirements for the installation maintenance and safe operation and use of medical electron accelerators.

Anticipated Impact: No substantial impact is anticipated in view of the fact that the proposal was developed over a 40-month period, is supported by manufacturers and professional associations, and will parallel similar voluntary standards.

Statutory Authority: Radiation Emitting Devices Act, R.S.C. 1970, c. 34 (1st suppl.), ss. 11(1).

Expected Date of Publication: December, 1988.

Contact: Mr. G.E. MacDonald, Chief, Legislative and Regulatory Processes, Environmental Health Directorate, Health Protection Branch, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-3142.

511-HWC

STANDARD FOR THE LABELLING OF IN-VITRO DIAGNOSTIC TEST DEVICES

The proposed schedule to the Medical Devices Regulations establishes additional labelling requirements for in-vitro diagnostic devices in an effort to reduce the potential for incorrect use and misinterpretation of results.

Anticipated Impact: No substantial impact is anticipated from the implementation of this proposal.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, ss. 25(1).

Expected Date of Publication: December, 1988.

Contact: Mr. G.E. MacDonald, Chief, Legislative and Regulatory Processes, Environmental Health Directorate, Health Protection Branch, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-3142.

512-HWC

EXTENSION OF PART V SUBMISSION REVIEW PERIOD

The proposed amendment to Part V of the Medical Devices Regulations is intended to extend the review period for Part V submissions from the present requirement of 60 days to 180 days.

Anticipated Impact: The proposed amendment will allow manufacturers of new devices to better plan their market entry date for their product as submission review will be assured within 180 days.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, ss. 25(1).

Expected Date of Publication: December, 1988.

Contact: Mr. G.E. MacDonald, Chief, Legislative and Regulatory Processes, Environmental Health Directorate, Health Protection Branch, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-3142.

513-HWC

COMPUTED TOMOGRAPHY X-RAY EQUIPMENT REGULATIONS

The proposed schedule to the Radiation Emitting Devices Regulations, establishes standards of design and construction and standards of functioning for the safe use and operation of computed tomography x-ray equipment.

Anticipated Impact: The proposal is intended to reduce the risk of unnecessary radiation exposure and inferior diagnostic information caused by the inadequate design or performance of computed tomography x-ray equipment. No significant impact is expected in view of the limited number of manufacturers.

Statutory Authority: Radiation Emitting Devices Act, R.S.C., 1970, c.34 (1st suppl.), ss. 11(1).

Expected Date of Publication: October, 1988.

Contact: Mr. G.E. MacDonald, Chief, Legislative and Regulatory Processes, Environmental Health Directorate, Health Protection Branch, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-3142.

514-HWC

STANDARD FOR HOSPITAL CRIBS

The proposed schedule to the Medical Devices Regulations establishes regulations for the safe use and construction of hospital cribs by incorporating safety features from applicable regulations from Consumer and

Corporate Affairs and special safety requirements for features found only on hospital cribs.

Anticipated Impact: The proposal is intended to reduce the health hazards associated with hospital cribs by requiring special design safety features. No significant impact is expected in view of the fact that there is a limited number of manufacturers in Canada and that the industry has assisted in the development of the proposal.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, ss. 25(1).

Expected Date of Publication: October, 1988.

Contact: Mr. G.E. MacDonald, Chief, Legislative and Regulatory Processes, Environmental Health Directorate, Health Protection Branch, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-3142.

515-HWC

STANDARD FOR COLOUR CODING OF MEDICAL GAS HANDLING DEVICES

The proposed schedule to the Medical Devices Regulations establishes regulations to ensure the safe storage, transmission and use of medical gases by the uniform colour coding of medical gas handling devices.

Anticipated Impact: The proposal is intended to reduce the health hazards associated with the incorrect administration of medical gases, caused by an absence of an accepted uniform colour coding system for medical gas-handling equipment. No significant impact is expected in view of the fact that the industry has assisted in the development of the proposal.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, ss. 25(1).

Expected Date of Publication: October, 1988.

Contact: Mr. G.E. MacDonald, Chief, Legislative and Regulatory Processes, Environmental Health Directorate, Health Protection Branch, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-3142.

516-HWC

PERFORMANCE STANDARD FOR INFANT INCUBATORS

The proposed schedule to the Medical Devices Regulations establishes performance standards for the safe design, construction, operation and labelling of infant incubators.

Anticipated Impact: The proposal is intended to reduce the health hazards to infants placed in incubators which do not provide essential reliable precise controls or

alarm features. No significant impact is expected in view of the fact that the industry has assisted in the development of the proposal.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, ss. 25(1).

Expected Date of Publication: October, 1988.

Contact: Mr. G.E. MacDonald, Chief, Legislative and Regulatory Processes, Environmental Health Directorate, Health Protection Branch, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-3142.

517-HWC

INVESTIGATIONAL USE OF MEDICAL DEVICES REGULATIONS

The proposed schedule to the Medical Devices Regulations establishes the ability to permit the sale of a "new device," under prescribed conditions, for the sole purpose of clinical investigation.

Anticipated Impact: No significant impact is expected. The proposal will permit the sale of a new device, presently prohibited under existing regulations, for the sole purpose of clinical investigation.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, ss. 25(1).

Expected Date of Publication: October, 1988.

Contact: Mr. G.E. MacDonald, Chief, Legislative and Regulatory Processes, Environmental Health Directorate, Health Protection Branch, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-3142.

518-HWC

EMERGENCY RELEASE OF MEDICAL DEVICES REGULATIONS

The proposed schedule to the Medical Devices Regulations establishes the ability to permit the sale of a "new device," for emergency treatment under special conditions.

Anticipated Impact: No significant impact is expected. The proposal will permit the sale of a new device, presently prohibited under existing regulations, for the emergency treatment of patients in life-threatening situations.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, ss. 25(1).

Expected Date of Publication: October, 1988.

Contact: Mr. G.E. MacDonald, Chief, Legislative and Regulatory Processes, Environmental Health Directorate,

Health Protection Branch, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-3142.

519-HWC

PRE-MARKET NOTIFICATION OF INFANT FORMULA

Infant formula is often the sole source of nourishment for infants during the first five months of life, a critical period for growth and development when infants are highly vulnerable to any nutritional deficiencies and microbiological or chemical contamination. The proposal is to require manufacturers or importers to notify the Health Protection Branch of their intent to market new infant formula, or to make major alterations in the formulation, processing or packaging of a formula already on the market.

Anticipated Impact: Pre-market notification as opposed to post-market surveillance should provide greater protection for infants who require these products as a sole source of nutrition.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, ss. 25(1).

Expected Date of Publication: Prepublication in Part I of the *Canada Gazette*, Fall/Winter, 1988.

Contact: Mr. B.L. Smith, Chief, Food Regulatory Affairs Division, Food Directorate, Health Protection Branch, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-1748.

520-HWC

STANDARD FOR BOURBON

In response to a request from the domestic distilled spirits industry and the producer country (U.S.A.), a standard for "Bourbon Whiskey" is being proposed. Such a standard will recognize this product as a distinctive product of the United States of America.

Anticipated Impact: This standard is of considerable importance to the Canadian distilled spirits industry as it will provide formal recognition for Bourbon as a product of the U.S.A. Such recognition is considered desirable as a means of maintaining legal recognition of "Canadian Whiskey" in export markets.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, ss. 25(1).

Expected Date of Publication: Prepublication of the standard in Part I of the *Canada Gazette* in Winter, 1988.

Contact: Mr. B.L. Smith, Chief, Food Regulatory Affairs Division, Food Directorate, Health Protection Branch,

Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-1748.

521-HWC

NUTRITION LABELLING AND CLAIMS FOR FOODS

Proposals to amend the Food and Drug Regulations to remove regulatory restrictions on the provision of information on the nutrient content of foods, and to implement nutrition labelling.

Anticipated Impact: Enable the food industry to provide the consumer with more information on the nutrient content of foods on labels and in advertising.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, ss. 25(1).

Expected Date of Publication: Following prepublication of the proposals in the fall of 1987, interested or affected parties were provided with a 60 day comment period. The final proposal will be published in Part II of the *Canada Gazette* in late Spring or early Summer, 1988.

Contacts: Mr. B.L. Smith, Chief, Food Regulatory Affairs Division, Food Directorate, Health Protection Branch, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-1748.

Mr. C.G. Sheppard, Chief, Manufactured Food Division, Consumer and Corporate Affairs, Ottawa, Ontario, K1A 0C9. Tel.: (613) 997-1591.

522-HWC

HERBS AND BOTANICAL PREPARATIONS

This regulatory initiative reflects a consultative process that started in August, 1984 when the Health Protection Branch established an Expert Advisory Committee to develop regulatory adjustments to better control a small percentage of potentially hazardous herbs and botanical preparations sold as foods. The regulations will address those safety and quality concerns identified during the course of the consultative process.

Anticipated Impact: The hazard to Canadians from a small number of potentially toxic or contaminated herbal substances sold as foods will be reduced. The impact upon industry (primarily small business) should be minimal as a result of the extensive and protracted consultation involving three Information Letters (I.L. Nos 666, 704, 726) and an Expert Advisory Committee.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, ss. 25(1).

Expected Date of Publication: Proposals respecting the amendment of Section B.01.046 of the Food and Drug

Regulations (prohibited adulterants in foods) and requirements concerning cautionary labelling will be prepublished in the summer of 1988.

Contact: Mr. B.L. Smith, Chief, Food Regulatory Affairs Division, Food Directorate, Health Protection Branch, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-1748.

523-HWC

NON-MEDICINAL INGREDIENT LABELLING

The Health Protection Branch is reviewing the issue of ingredient disclosure for drugs. A proposal that would require manufacturers of drug products to disclose non-medicinal ingredients on their labels, in addition to the current medicinal ingredient disclosure, is under review.

Anticipated Impact: Voluntary compliance by the drug industry with an ingredient disclosure policy would meet the needs of consumer groups and health professional associations. Lack of voluntary compliance may necessitate regulatory control however the cost of relabelling drug products is outweighed by the benefit to consumers. This proposal is considered to be consistent with the Regulatory Policy and the Citizens' Code of Regulatory Fairness and will be the subject of a broad-based consultation with all segments of the affected industry, professional associations and consumer groups.

Statutory Authority: Food and Drugs Act R.S.C. 1970, c.F-27, s.25.

Expected date of Publication: Anticipatory.

Contact: Chief, Drug Regulatory Affairs Division, Drugs Directorate, Health Protection Branch, Health Protection Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-0372.

524-HWC

SCHEDULE III REVISION CARDIAC PACEMAKER REGULATIONS

The proposed revision to Schedule III of the Medical Regulations Devices is intended to bring the existing regulations up-to-date by improving performance standards as well as labelling and packaging requirements.

Anticipated Impact: The proposal is intended to improve labelling and packaging of cardiac pacemakers as well as require standard performance characteristics. No significant impact is expected in view of the fact that this proposal parallels international standards which have been developed through the assistance of the pacemaker industry.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, ss. 25(1).

Expected Date of Publication: December, 1988.

Contact: Mr. G.E. MacDonald, Chief, Legislative and Regulatory Processes, Environmental Health Directorate, Health Protection Branch, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-3142.

525-HWC

SCHEDULE VI REVISION - DISPOSABLE INSULIN SYRINGE REGULATIONS

The proposed revision to Schedule VI of the Medical Devices Regulations is intended to make changes to the labelling requirements, to require test methodology for very fine needles and introduce requirements to reduce the dead space volume in syringes.

Anticipated Impact: This proposal is intended to reduce some of the current regulatory requirements for syringes by reducing the dead space volume to a negligible amount. Test methodology for very fine needles will be established to ensure the quality and safety of these instruments. Industry will be minimally affected by the impact of this proposal.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, ss. 25(1).

Expected Date of Publication: December, 1988.

Contact: Mr. G.E. MacDonald, Chief, Legislative and Regulatory Processes, Environmental Health Directorate, Health Protection Branch, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-3142.

526-HWC

SCHEDULE I REVISION - CONTRACEPTIVE DEVICES REGULATIONS

The proposed revision to Schedule I of the Medical Devices Regulations is intended to bring the existing regulations up-to-date by establishing sampling plans and quality control pass/fail criteria for condom testing, and improved labelling requirements.

Anticipated Impact: The proposal is intended to improve the quality of condoms by defining sampling and acceptability criteria in condom testing. No significant impact is expected in view of the fact that industry has assisted in the development of this proposal.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, ss. 25(1).

Expected Date of Publication: December, 1988.

Contact: Mr. G.E. MacDonald, Chief, Legislative and Regulatory Processes, Environmental Health Directorate,

Health Protection Branch, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-3142.

527-HWC

STANDARD FOR HEARING AIDS

The proposed schedule to the Medical Devices Regulations establishes performance standards for hearing aids to ensure communication compatibility with telephones designed to be used with hearing aids.

Anticipated Impact: The proposal is intended to ensure communication compatibility with telephones designed in compliance with the Canadian Standards Association telephone system standard, "Magnetic Output Requirements For Handset Telephones Intended For Use By The Hard Of Hearing," CAN3-T515-M85, September 1985. No significant impact is anticipated in view of the fact that industry is involved in the development of this proposal.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, ss. 25(1).

Expected Date of Publication: December, 1988.

Contact: Mr. G.E. MacDonald, Chief, Legislative and Regulatory Processes, Environmental Health Directorate, Health Protection Branch, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-3142.

528-HWC

EXCLUSIONS FROM PART V OF THE MEDICAL DEVICES REGULATIONS

The proposed amendment to the Medical Devices Regulations is intended to exempt specific new device classes from the requirements of Part V of the Medical Devices Regulations where technology has stabilized and where it is possible to set guidelines for satisfactory performance and labelling.

Anticipated Impact: No significant impact is expected.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, ss. 25(1).

Expected Date of Publication: December, 1988.

Contact: Mr. G.E. MacDonald, Chief, Legislative and Regulatory Processes, Environmental Health Directorate, Health Protection Branch, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-3142.

529-HWC

EXTRA-ORAL DENTAL X-RAY EQUIPMENT REGULATIONS

The proposed schedule to the Radiation Emitting Devices Regulations amends Part II on Extra-Oral Dental X-Ray Equipment so as to bring it in line with current technology and state of the art.

Anticipated Impact: No significant impact is expected. The proposal updates existing regulations so that current technology is not inadvertently restricted from the market place.

Statutory Authority: Radiation Emitting Devices Act, R.S.C. 1970, c.34 (1st suppl.), ss. 11(1).

Expected Date of Publication: October, 1988.

Contact: Mr. G.E. MacDonald, Chief, Legislative and Regulatory Processes, Environmental Health Directorate, Health Protection Branch, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-3142.

530-HWC

DIAGNOSTIC X-RAY EQUIPMENT REGULATIONS

The proposed schedule to the Radiation Emitting Devices Regulations amends Part XII on Diagnostic X-Ray Equipment, promulgated in 1981, so as to bring it in line with current technology and state of the art.

Anticipated Impact: No significant impact is expected. The proposal updates existing regulations so that current technology is not inadvertently restricted from the market place.

Statutory Authority: Radiation Emitting Devices Act, R.S.C. 1970, c.34 (1st suppl.), ss. 11(1).

Expected Date of Publication: October, 1988.

Contact: Mr. G.E. MacDonald, Chief, Legislative and Regulatory Processes, Environmental Health Directorate, Health Protection Branch, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-3142.

531-HWC

HARMONIZATION OF TERMINOLOGY IN FOOD AND FOOD-RELATED STATUTES

In a news release dated March 6, 1986, the Honourable Ray Hnatyshyn announced a number of new major initiatives in the government's Regulatory Reform Strategy. In the area of regulation of food products, departments were instructed to ensure uniformity of terminology found in the various relevant statutes.

In response to this directive, the revisions to terminology and nomenclature will harmonize and provide uniformity among the following statutes: Food and Drugs Act and Regulations, Consumer Packaging and Labelling Act and Regulations, Fish Inspection Act and Regulations, Meat Inspection Act and Regulations, Canada Agricultural Products Standards Act and Regulations.

This initiative is the first phase of a process to bring about harmonization and involves only a limited number of amendments to definitions and terminology found in the Food and Drug Regulations. The Departments of Agriculture and Fisheries and Oceans will be bringing forth similar amendments during a second phase of this initiative.

Anticipated Impact: In line with the government's Regulatory Reform Strategy, these revisions will harmonize terminology as directed and will ensure that the same term has the same meaning and interpretation across the food regulatory system. This revision will therefore be of benefit to both consumer and the regulated food industry.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, ss. 25(1).

Expected Date of Publication: The proposals respecting harmonization of definitions and terminology in the Food and Drugs Act and Regulations will be prepublished in Part I of the *Canada Gazette* by early Winter, 1988.

Contact: Mr. B.L. Smith, Chief, Food Regulatory Affairs Division, Food Directorate, Health Protection Branch, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-1748.

532-HWC

FOODS REPRESENTED FOR USE IN WEIGHT REDUCTION DIETS

These regulations will amend the Food and Drug Regulations dealing with foods for special dietary use with particular reference to those foods for use in weight reduction diets. Appropriate safeguards respecting the sale of these products are necessary as use without adequate medical supervision may pose a hazard to health.

Anticipated Impact: These regulatory amendments will enable consumers and physicians to obtain a wider variety of food of established value for use in weight reduction diets.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, ss. 25(1).

Expected Date of Publication: Prepublication in Part I of the *Canada Gazette* in Fall, 1988.

Contact: Mr. B.L. Smith, Chief, Food Regulatory Affairs Division, Food Directorate, Health Protection Branch,

Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-1748.

533-HWC

ROUTINE ENABLING AMENDMENTS UNDER THE FOOD AND DRUG REGULATIONS

This proposal covers a range of routine submissions requesting amendments to the Food and Drug Regulations respecting the maintenance or improvement of the nutritional quality of foods; the microbiological and chemical safety of foods, including the establishment of safe maximum residue limits for agricultural chemicals in foods and the establishment of maximum levels of use for food additives.

The July 30, 1987, amendment of Section 6 of the Food and Drugs Act with the "trade and commerce limitation" will permit the processing of routine amendments to food standards that have been held in abeyance since the 1979 Supreme Court of Canada decision (Labatt decision).

Anticipated Impact: The anticipated impact of these proposals must be minimal otherwise they will be shown as specific entries.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, ss. 25(1).

Expected Date of Publication: Since these are contingent upon submissions being made to the Health Protection Branch, it is impossible to predict the dates of prepublication.

Contact: Mr. B.L. Smith, Chief, Food Regulatory Affairs Division, Food Directorate, Health Protection Branch, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-1748.

534-HWC

REVISION OF THE STANDARDS FOR CACAO (COCOA) PRODUCTS AND CHOCOLATE

The standards for cocoa products and chocolate (Division 4 of the Food and Drug Regulations) are not considered to reflect current technology and practice in the confectionery industry. In response to a request from the confectionery industry, these revisions will reflect both current technology as well as the Canadian commitment to adopt standards endorsed by the Codex Alimentarius Commission (Joint FAO/WHO Food Standards Program) to the degree possible.

Anticipated Impact: The revised standards will more closely reflect international specifications for cocoa and chocolate products thus providing an opportunity for the Canadian industry to compete on a more equitable basis with foreign manufacturers. Consumers will also benefit

as modern, clearly defined regulatory standards also impact directly upon product labelling in terms of common names and the lists of ingredients. This will assist the consumer in identifying and purchasing standardized chocolate products that have organoleptic and quality attributes associated with such products.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c. F-27, ss. 25(1).

Expected Date of Publication: Prepublication of the proposals for Division 4 in Part I of the *Canada Gazette* are expected by summer, 1988.

Contact: Mr. B.L. Smith, Chief, Food Regulatory Affairs Division, Food Directorate, Health Protection Branch, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-1748.

535-HWC

COST RECOVERY/STAGED APPROVAL FOR NEW DRUGS

A staged approval process for the evaluation of new drugs, in conjunction with the introduction of user fees to finance the costs associated with the review of drugs prior to market entry is currently under review. This proposal intends to improve the efficiency of the new drug process. An Information Letter has been published to solicit comments from interested parties.

Anticipated Impact: User fees would finance the cost of reviewing manufacturers' applications to market drugs in Canada. The economic burden of these fees would be greatest on small manufacturers. However, staged approval could streamline the review process and improve the market entry of new drugs. This proposal is considered to be consistent with the Regulatory Policy and the Citizens' Code of Regulatory Fairness and is currently the subject of a broad-based consultation with all segments of the affected industry, professional associations and consumer groups.

Statutory Authority: Food and Drugs Act R.S.C. 1970, c.F-27, s.25.

Expected Date of Publication: Anticipatory.

Contact: Chief, Drug Regulatory Affairs Division, Drugs Directorate, Health Protection Branch, Health Protection Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-0372.

536-HWC

IBUPROFEN

This amendment permits the nonprescription sale of 200 mg ibuprofen as an analgesic.

Anticipated Impact: New market opportunities will be created, together with improved availability of a useful therapeutic agent. Nonprescription availability lessens the burden on the medical care system. This proposal is considered to be consistent with the Regulatory Policy and the Citizens' Code of Regulatory Fairness and will be the subject of a broad-based consultation with all segments of the affected industry, professional associations and consumer groups.

Statutory Authority: Food and Drugs Act R.S.C. 1970, c.F-27, s.25.

Expected Date of Publication: January 1, 1988.

Contact: Chief, Drug Regulatory Affairs Division, Drugs Directorate, Health Protection Branch, Health Protection Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-0372.

537-HWC

TRANSFER OF INFORMATION

This amendment would allow Health Protection Branch to provide facts of an investigation to the relevant provincial health discipline licensing authorities when the investigation involves violations of the Drug Regulations by health professionals.

Anticipated Impact: The transfer of information facilitates the conduct of an investigation and is considered to have only a positive impact. Regulations permitting this transfer of information currently exist in the Narcotic Control Regulations and Part G of the Food and Drug Regulations. This proposal is considered to be consistent with the Regulatory Policy and the Citizens' Code of Regulatory Fairness.

Statutory Authority: Food and Drugs Act R.S.C. 1970, c.F-27, s.25.

Expected Date of Publication: March 1, 1988.

Contact: Chief, Drug Regulatory Affairs Division, Drugs Directorate, Health Protection Branch, Health Protection Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-0372.

538-HWC

EXPIRATION DATE FOR DRUG PRODUCTS

The necessity for all drug products to carry an expiration date on their label is currently under review.

Anticipated Impact: The costs associated with a decision to proceed with a regulatory requirement for expiration dates on the labels of all drugs would be minimal since manufacturers and importers are currently required to determine expiration dates. Some manufacturers would

be required to relabel. This proposal is considered to be consistent with the Regulatory Policy and the Citizens' Code of Regulatory Fairness and will be the subject of a broad-based consultation with all segments of the affected industry, professional associations and consumer groups.

Statutory Authority: Food and Drugs Act R.S.C. 1970, c.F-27, s.25.

Expected Date of Publication: Anticipatory.

Contact: Chief, Drug Regulatory Affairs Division, Drugs Directorate, Health Protection Branch, Health Protection Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-0372.

539-HWC

NONPRESCRIPTION ANALGESICS - PEDIATRIC DOSAGES

This amendment permits the sale of a new dosage strength of nonprescription analgesics for use in older children.

Anticipated Impact: The regulation provides a positive approach to effective dosing for children and addresses the concerns of parents in regards to the administration of a large number of unit dosages. This proposal is considered to be consistent with the Regulatory Policy and the Citizens' Code of Regulatory Fairness and will be the subject of a broad-based consultation with all segments of the affected industry, professional associations and consumer groups.

Statutory Authority: Food and Drugs Act R.S.C. 1970, c.F-27, s.25.

Expected Date of Publication: January 1, 1988.

Contact: Chief, Drug Regulatory Affairs Division, Drugs Directorate, Health Protection Branch, Health Protection Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-0372.

540-HWC

SCHEDULE D DRUGS: GMP'S

These amendments formalize requirements concerning premises, processes and conditions of manufacture for drugs of biological origin.

Anticipated Impact: No significant impact is expected. This proposal is considered to be consistent with the Regulatory Policy and the Citizens' Code of Regulatory Fairness and has been the subject of a broad-based consultation with all segments of the affected industry, professional associations and consumer groups.

Statutory Authority: Food and Drugs Act R.S.C. 1970, c.F-27, s.25.

Expected Date of Publication: May 1, 1988.

Contact: Chief, Drug Regulatory Affairs Division, Drugs Directorate, Health Protection Branch, Health Protection Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-0372.

541-HWC

METHYLBXANTHINES

The appropriate labelling and level of sale for products containing methylxanthines, a class of therapeutics commonly used in the treatment of asthmatic conditions, is currently under review.

Anticipated Impact: A determination to place these products, on the prescription drug list (Schedule F of the Food and Drug Regulations) or to add the disease state, asthma, to Schedule A to the Food and Drugs Act could result in the removal of some products from the market place and this may disadvantage small manufacturers disproportionately. Ultimate costs to consumers may be adversely affected. This proposal is considered to be consistent with the Regulatory Policy and the Citizens' Code of Regulatory Fairness and will be the subject of a broad-based consultation with all segments of the affected industry, professional associations and consumer groups.

Statutory Authority: Food and Drugs Act R.S.C. 1970, c.F-27, s.25.

Expected Date of Publication: Anticipatory.

Contact: Chief, Drug Regulatory Affairs Division, Drugs Directorate, Health Protection Branch, Health Protection Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-0372.

542-HWC

LIMITS OF VARIABILITY

These amendments relax the manufacturing requirements related to content, potency and certain testing requirements.

Anticipated Impact: The regulations reflect advances in pharmaceutical manufacturing technology and are expected to have a modest positive impact on manufacturing costs. This proposal is considered to be consistent with the Regulatory Policy and the Citizens' Code of Regulatory Fairness and have been the subject of a broad-based consultation with all segments of the affected industry, professional associations and consumer groups.

Statutory Authority: Food and Drugs Act R.S.C. 1970, c.F-27, s.25.

Expected Date of Publication: March 1, 1988.

Contact: Chief, Drug Regulatory Affairs Division, Drugs Directorate, Health Protection Branch, Health Protection Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-0372.

543-HWC

ARSENIC AND MERCURY

This amendment prohibits the use of arsenic in drugs and limits the use of mercury in drugs and cosmetics for human use.

Anticipated Impact: No substantial impact is expected. These ingredients have limited application in modern therapeutics. This proposal is considered to be consistent with the Regulatory Policy and the Citizens' Code of Regulatory Fairness and has been the subject of a broad-based consultation with all segments of the affected industry, professional associations and consumer groups.

Statutory Authority: Food and Drugs Act R.S.C. 1970, c.F-27, s.25.

Expected Date of Publication: October, 1988.

Contact: Chief, Drug Regulatory Affairs Division, Drugs Directorate, Health Protection Branch, Health Protection Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-0372.

544-HWC

DIVISION 10

These amendments modify the requirements relating to the submission of manufacturing information with an application for a Numbered Certificate of Registration.

Anticipated Impact: No significant impact is expected. These amendments formalize existing practices and correct an inconsistency in the regulations. This proposal is considered to be consistent with the Regulatory Policy and the Citizens' Code of Regulatory Fairness and will be the subject of a broad-based consultation with all segments of the affected industry, professional associations and consumer groups.

Statutory Authority: Food and Drugs Act R.S.C. 1970, c.F-27, s.25.

Expected Date of Publication: February 1, 1988.

Contact: Chief, Drug Regulatory Affairs Division, Drugs Directorate, Health Protection Branch, Health Protection

Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L2.
Tel.: (613) 957-0372.

545-HWC

FORMAT OF NEW DRUG SUBMISSIONS

The regulations prescribe a certain format for new drug submissions. These requirements are administrative and not substantive in nature.

Anticipated Impact: No significant impact expected. This amendment clarifies the intent of the regulations with respect to the inclusion of raw data in new drug submission. This proposal is considered to be consistent with the Regulatory Policy and the Citizens' Code of Regulatory Fairness.

Statutory Authority: Food and Drugs Act R.S.C. 1970, c.F-27, s.25.

Expected Date of Publication: This was published in *Canada Gazette* Part I, February 28, 1987.

Contact: Chief, Drug Regulatory Affairs Division, Drugs Directorate, Health Protection Branch, Health Protection Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L2.
Tel.: (613) 957-0372.

546-HWC

COLD PREPARATIONS

These regulations emerge from the recommendations of the Expert Advisory Committee on Cough and Cold Preparations.

Anticipated Impact: No significant impact is expected; however, the Committee has not yet completed its recommendations. This proposal is considered to be consistent with the Regulatory Policy and the Citizens' Code of Regulatory Fairness and will be the subject of a broad-based consultation with all segments of the affected industry, professional associations and consumer groups.

Statutory Authority: Food and Drugs Act R.S.C. 1970, c.F-27, s.25.

Expected Date of Publication: Anticipatory.

Contact: Chief, Drug Regulatory Affairs Division, Drugs Directorate, Health Protection Branch, Health Protection Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L2.
Tel.: (613) 957-0372.

547-HWC

SCHEDULE F ADDITIONS/CORRECTIONS

This amendment adds drugs to Schedule F to the Food and Drug Regulations (prescription drugs).

Anticipated Impact: No significant impact is expected. Most additions concern products whose manufacturers have requested or already anticipate their inclusion in this schedule. This proposal is considered to be consistent with the Regulatory Policy and the Citizens' Code of Regulatory Fairness.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c.F-27, s.25.

Expected Date of Publication: January 1, 1988, July 1, 1988.

Contact: Chief, Drug Regulatory Affairs Division, Drugs Directorate, Health Protection Branch, Health Protection Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L2.
Tel.: (613) 957-0372.

548-HWC

RESTRICTED AND NARCOTIC DRUGS

Amendments, when required, will add compounds to Schedule H to the Food and Drugs Act and the Schedule to the Narcotic Control Act to prevent their illicit use.

Anticipated Impact: No impact is anticipated on the legal scientific and medical use of these drugs. This proposal is considered to be consistent with the Regulatory Policy and the Citizens' Code of Regulatory Fairness.

Statutory Authority: Food and Drugs Act R.S.C. 1970, c.F-27, s.45, Narcotic Control Act R.S.C. 1970, c.N-1, s.12.

Expected Date of Publication: Anticipatory. Exemption from prepublication is requested.

Contact: Chief, Drug Regulatory Affairs Division, Drugs Directorate, Health Protection Branch, Health Protection Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L2.
Tel.: (613) 957-0372.

549-HWC

HOUSEKEEPING

Typographical, spelling, translation, numbering and other inconsistencies inadvertently introduced into the regulations will be corrected.

Anticipated Impact: No anticipated impact. Proposals correct amendments previously considered to be consistent.

ent with the Regulatory Policy and the Citizens' Code of Regulatory Fairness.

Statutory Authority: Food and Drugs Act R.S.C. 1970, c.F-27, s.25, 38 and 45. Narcotic Control Act R.S.C. 1970, c.N-1, s.12

Expected Date of Publication: Anticipatory.

Contact: Chief, Drug Regulatory Affairs Division, Drugs Directorate, Health Protection Branch, Health Protection Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-0372.

550-HWC

DRUG COLOURING AGENTS ADDITIONS/DELETIONS/CORRECTIONS

This action adds, deletes, or corrects entries to the lists of colouring agents permitted in drugs for internal or external use.

Anticipated Impact: Anticipatory. This proposal is considered to be consistent with the Regulatory Policy and the Citizens' Code of Regulatory Fairness.

Statutory Authority: Food and Drugs Act R.S.C. 1970, c.F-27, s.25.

Expected Date of Publication: Anticipatory.

Contact: Chief, Drug Regulatory Affairs Division, Drugs Directorate, Health Protection Branch, Health Protection Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-0372.

551-HWC

HOUSEKEEPING AMENDMENTS

This proposal is to make minor housekeeping amendments to the Medical Devices Regulations and the Radiation Emitting Devices Regulations.

Anticipated Impact: No anticipated impact.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c.F-27, ss. 25(1). / Radiation Emitting Devices Act, R.S.C. 1970, c.34 (1st suppl.), ss. II(1).

Expected Date of Publication: December, 1988.

Contact: Mr. G.E. MacDonald, Chief, Legislative and Regulatory Processes, Environmental Health Directorate, Health Protection Branch, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-3142.

552-HWC

STANDARD FOR MILK BREAD

In response to requests from both the Canadian baking and dairy industries, a standard for milk bread is being proposed. This standard would formally recognize enriched bread containing a minimum specified quantity of milk solids as "milk bread."

Anticipated Impact: This standard will enable the consumer to purchase a bakery product containing a significant level of the nutrients associated with dairy products. It will also provide the dairy industry with an additional marketing opportunity for milk solids.

Statutory Authority: Food and Drugs Act, R.S.C. 1970, c.F-27, ss. 25(1).

Expected Date of Publication: Prepublication of the standard in Part I of the *Canada Gazette* in winter, 1988.

Contact: Mr. B.L. Smith, Chief, Food Regulatory Affairs Division, Food Directorate, Health Protection Branch, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-1748.

553-HWC

ADVERTISING OF VETERINARY DRUGS

The ability of manufacturers of veterinary drug products to advertise factual information regarding the action and benefits of their products, in addition to the product's availability, is currently under review. At the present time, advertising to the public of drugs listed on Part I of Schedule F to the Food and Drug Regulations is restricted to availability information.

Anticipated Impact: If the review concludes that the current restrictions on the advertising to the public of veterinary drugs should be modified, drug manufacturers and members of the public that utilize veterinary drugs, such as members of the farming community, will benefit from an increased awareness of the products available for use. This proposal is considered to be consistent with the Regulatory Policy and the Citizens' Code of Regulatory Fairness.

Statutory Authority: Food and Drugs Act R.S.C. 1970, c.F-27, s.25.

Expected Date of Publication: Anticipatory.

Contact: Chief, Drug Regulatory Affairs Division, Drugs Directorate, Health Protection Branch, Health Protection Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-0372.

554-HWC**ADVERTISING OF VETERINARY DRUGS**

The ability of manufacturers of veterinary drug products to advertise factual information regarding the action and benefits of their products, in addition to the product's availability, is currently under review. At the present time, advertising to the public of drugs listed on Part I of Schedule F to the Food and Drug Regulations is restricted to availability information.

Anticipated Impact: If the review concludes that the current restrictions on the advertising to the public of veterinary drugs should be modified, drug manufacturers and members of the public that utilize veterinary drugs, such as members of the farming community, will benefit from an increased awareness of the products available for use. This proposal is considered to be consistent with the Regulatory Policy and the Citizens' Code of Regulatory Fairness.

Statutory Authority: Food and Drugs Act R.S.C. 1970, c.F-27, s.25.

Expected Date of Publication: Anticipatory.

Contact: Chief, Drug Regulatory Affairs Division, Drugs Directorate, Health Protection Branch, Health Protection Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L2. Tel.: (613) 957-0372.

**INCOME SECURITY PROGRAMS
BRANCH**

555-HWC**FAMILY ALLOWANCES REGULATIONS:
VISITORS AND PERMIT HOLDERS**

Proposals will require that visitors and permit holders be in Canada for 12 months prior to becoming eligible for Family Allowances.

Anticipated Impact: Persons admitted to Canada as visitors or permit holders will not be eligible for Family Allowances until after a period of residence in Canada. However, thereafter they will receive the Allowance on a monthly basis. In addition, visitors and permit holders who do not have income which is subject to income tax under the Income Tax Act will no longer be denied access to the Family Allowances program.

Statutory Authority: Subsection 3(1) of the Family Allowances Act, 1973.

Expected Date of Publication: January, 1988.

Contact: Linda Hansen, Chief, Legislation, Policy and Legislation Directorate, Income Security Programs Branch, Room 1550, Brooke Claxton Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L4. Tel.: (613) 957-1637.

556-HWC**FAMILY ALLOWANCES REGULATIONS:
MAINTENANCE OF A CHILD**

Proposals will revise the definition of whole or substantial maintenance by removing reference to the child's income.

Anticipated Impact: Approximately 2,400 children will become eligible for Family Allowances.

Statutory Authority: Subsection 19(e) of the Family Allowances Act, 1973.

Expected Date of Publication: January, 1988.

Contact: Linda Hansen, Chief, Legislation, Policy and Legislation Directorate, Income Security Programs Branch, Room 1550, Brooke Claxton Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L4. Tel.: (613) 957-1637.

557-HWC**OLD AGE SECURITY REGULATIONS:
RESIDENCE**

This proposal will clarify under what circumstances an individual absent from Canada will be considered be resident in Canada for purposes of the Old Age Security program.

Anticipated Impact: The changes will allow individuals to determine, based on their reason for leaving Canada and their intention to return, whether or not the time spent outside Canada will be considered as residence in Canada for purposes of the Old Age Security program. Such individuals will, for the most part, not have to wait until they apply for a benefit to find out what proportion of the basic pension, if any, they are entitled to receive.

Statutory Authority: Subsection 3(1.5) and paragraph 20(f) of the Old Age Security Act.

Expected Date of Publication: Fall, 1988.

Contact: Linda Hansen, Chief, Legislation, Policy and Legislation Directorate, Income Security Programs Branch, Room 1550, Brooke Claxton Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L4. Tel.: (613) 957-1637.

558-HWC

**FAMILY ALLOWANCES REGULATIONS:
PAYMENT TO THE FATHER**

These proposals will extend the circumstances under which the payment of Family Allowances may be made to the father to include those situations where the father is the parent most closely involved with the day-to-day care of the child or where the parents have joint custody of the child.

Anticipated Impact: The regulations will extend the circumstances whereby payment of the allowance may be made to the father allows parents to choose what is best for the family.

Statutory Authority: Section 7 and subsection 19(b) of the Family Allowances Act, 1973.

Expected Date of Publication: January, 1988.

Contact: Linda Hansen, Chief, Legislation, Policy and Legislation Directorate, Income Security Programs Branch, Room 1550, Brooke Claxton Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L4. Tel.: (613) 957-1637.

559-HWC

CANADA PENSION PLAN APPEALS

The regulations are required as a result of changes to the appeals process which were included in Bill C-116, an Act to Amend the Canada Pension Plan and the Federal Court Act, which received royal assent on June 1986. The changes are administrative and not substantive in nature.

Anticipated Impact: The regulations will clarify intent of the legislation. No significant impact is expected.

Statutory Authority: Subsections 83(1) and 84(1), paragraphs 84(3)(b) and 84(7)(b), subsection 85(1) and paragraph 91(1)(c) of the Canada Pension Plan.

Expected Date of Publication: April, 1988.

Contact: Linda Hansen, Chief, Legislation, Policy and Legislation Directorate, Income Security Programs Branch, Room 1550, Brooke Claxton Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L4. Tel.: (613) 957-1637.

560-HWC

**CANADA PENSION PLAN REGULATIONS:
CALCULATION OF BENEFITS UNDER
INTERNATIONAL SOCIAL SECURITY
AGREEMENTS**

The proposal will clarify how a combined disability and survivor benefit and a disability benefit are calculated un-

der the terms of an international social security agreement. The clarification is required due to the amendment to the minimum contributory period for a disability pension which came into effect on January 1, 1987.

Anticipated Impact: None. The proposal simply ensures that the flat-rate component of the CPP disability benefit can continue to be calculated as intended under international agreements.

Statutory Authority: Subsection 109(2) of the Canada Pension Plan.

Expected Date of Publication: March, 1988.

Contact: Linda Hansen, Chief, Legislation, Policy and Legislation Directorate, Income Security Programs Branch, Room 1550, Brooke Claxton Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L4. Tel.: (613) 957-1637.

561-HWC

**FAMILY ALLOWANCES REGULATIONS:
INDEFINITE ABSENCES**

Proposals will clarify when an absence from Canada will be considered not to have interrupted residence in Canada for the purpose of Family Allowances eligibility.

Anticipated Impact: Will ensure that payment of Family Allowances outside Canada is made only while the recipient demonstrates a continued attachment to this country.

Statutory Authority: Paragraph 19(g) of the Family Allowances Act, 1973.

Expected Date of Publication: Fall, 1988.

Contact: Linda Hansen, Chief, Legislation, Policy and Legislation Directorate, Income Security Programs Branch, Room 1550, Brooke Claxton Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L4. Tel.: (613) 957-1637.

562-HWC

**FAMILY ALLOWANCES REGULATIONS:
APPLICATION FORM**

Proposals will remove the requirement for a telephone number on the application form and add a requirement that the Social Insurance Number of both parents (where applicable) be provided.

Anticipated Impact: The proposals will improve administrative time for approval of applications.

Statutory Authority: Subsection 19(d) of the Family Allowances Act, 1973.

Expected Date of Publication: January, 1988.

Contact: Linda Hansen, Chief, Legislation, Policy and Legislation Directorate, Income Security Programs Branch, Room 1550, Brooke Claxton Building, Tunney's Pasture, Ottawa, Ontario, K1A 0L4. Tel.: (613) 957-1637.

MEDICAL SERVICES BRANCH

563-HWC

CANADA HEALTH REGULATIONS FOR COMMON CARRIERS

This proposal relates to regulations governing food handling and storage on board a conveyance or service ancillary to a conveyance operated by common carriers.

Anticipated Impact: Increased public protection is anticipated through issuance of certificates for food establishments complying with regulations and issuance of fines for non-compliance of regulations. A small increase in costs to the department and industry is anticipated and will be explained further at a later date.

Statutory Authority: National Health and Welfare Act.

Expected Date of Publication: December, 1988.

Contact: Dr. D. Dimitroff, Acting Director, Environmental Health Services, Medical Services Branch, 11th Floor, Jeanne Mance Bldg., Tunney's Pasture, Ottawa, Ontario, K1A 0L3. Tel.: (613) 957-3424.

564-HWC

POTABLE WATER REGULATIONS FOR COMMON CARRIERS

Changes to existing regulations governing the source and supply of potable water on board a conveyance or service ancillary to a conveyance operated by common carriers.

Anticipated Impact: Increased public protection through issuance of certificates for water systems complying with regulations and issuance of fines for non-compliance of regulations. A small increase in costs to the department and industry is anticipated and will be explained further at a later date.

Statutory Authority: National Health and Welfare Act.

Expected Date of Publication: December, 1988.

Contact: Dr. D. Dimitroff, Acting Director, Environmental Health Services, Medical Services Branch, 11th Floor, Jeanne Mance Bldg., Tunney's Pasture, Ottawa, Ontario, K1A 0L3. Tel.: (613) 957-3424.

HEALTH SERVICES AND PROMOTION BRANCH

565-HWC

EXTENDED HEALTH CARE SERVICES REGULATIONS

As concerns the provincial health care activities, extended health care services are distinguished from insured health services within and for the purposes of the Canada Health Act. Whereas insured health services are defined by the Act, these regulations are necessary to more particularly define extended health care services as they pertain to the provision of nursing home intermediate care, adult residential care and the health aspects of home and ambulatory care to residents of a province.

Anticipated Impact: By further defining the scope of health services block-funded under the Canada Health Act, the regulations will assist in the making of federal-provincial cost-sharing determinations under the Canada Assistance Plan. Exclusionary funding provisions within the Canada Assistance Plan prohibit the cost-sharing of services funded by other federal legislation.

Statutory Authority: Canada Health Act, S.C. 1984, c. 6, s. 22(1)(a).

Expected Date of Publication: Because these regulations are contingent upon unanimous provincial consent, it is impossible to predict a date of prepublication. It is hoped that the required consent will be received during 1988.

Contact: Mr. Jake Vellinga, Chief, Monitoring and Assessment, Program Administration Division, Health Insurance Directorate, Health Services and Promotion Branch, Department of National Health and Welfare, Room 613, Jeanne Mance Building, Tunney's Pasture, Ottawa, Ontario, K1A 1B4. Tel.: (613) 954-8684.

566-HWC

EXCLUSIONS FROM HOSPITAL SERVICES REGULATIONS

This proposal is to facilitate interpretation by and administration of the provincial health care insurance plans by clarifying the meaning of insured hospital services as

referenced in the Canada Health Act. The regulations specify what are not insured hospital services, generally categorized as services: that are not medically necessary; that do not require the use of a hospital; that are covered by other statutes; and that are obtained out-of-province by residents on an elective, non-approved basis.

Anticipated Impact: Hospitals may supplement their revenue by charging residents of a province for services which are not insured services. A provincial health insurance plan is not required to insure such services as a condition of full contribution under the Canada Health Act. No significant impact is anticipated.

Statutory Authority: Canada Health Act, S.C. 1984, c. 6, s. 22(1)(b).

Expected Date of Publication: Because these regulations are contingent upon unanimous provincial consent, it is impossible to predict a date of prepublication. It is hoped that the required consent will be received during 1988.

Contact: Mr. Jake Vellinga, Chief, Monitoring and Assessment, Program Administration Division, Health Insurance Directorate, Health Services and Promotion Branch, Department of National Health and Welfare, Room 613, Jeanne Mance Building, Tunney's Pasture, Ottawa, Ontario, K1A 1B4. Tel.: (613) 954-8684.

567-HWC

EXTRA-BILLING AND USER CHARGES INFORMATION REGULATIONS, AMENDMENT

This is a housekeeping amendment required to correct inconsistencies in translation.

Anticipated Impact: No anticipated impact.

Statutory Authority: Canada Health Act, S.C. 1984, c. 6, s. 22(1)(c).

Expected Date of Publication: It is anticipated that the amending regulations will be published during 1988.

Contact: Mr. Jake Vellinga, Chief, Monitoring and Assessment, Program Administration Division, Health Insurance Directorate, Health Services and Promotion Branch, Department of National Health and Welfare, Room 613, Jeanne Mance Building, Tunney's Pasture, Ottawa, Ontario, K1A 1B4. Tel.: (613) 954-8684.

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Roles and Responsibilities

The Department of Indian and Northern Affairs Canada (INAC) was established in 1970 by the Department of Indian Affairs and Northern Development Act which gives the minister responsibility for Indian, Inuit and northern affairs. This includes provincial-type responsibilities for the people and natural resources associated with Indian reserves and the Yukon and Northwest Territories, a responsibility for status Indians and general responsibilities to provide programs and services to aboriginal peoples. INAC places policy emphasis on supporting devolution of responsibilities to native and territorial governments and encouraging viable economic development to support self-government. INAC's regulatory responsibilities are administered by the Indian and Inuit Affairs Program, the Northern Affairs Program, and the Canada Oil and Gas Lands Administration.

Legislative Mandate

The Indian and Inuit Affairs Program is responsible for: fulfilling federal legal obligations arising from treaties and statutes concerning aboriginal people; providing for the delivery of basic services (education, social assistance, housing, community infrastructure) to status Indians and Inuit; assisting Indians and Inuit to acquire employment skills and to develop viable businesses; negotiating the settlement of accepted claims relating to aboriginal rights (not dealt with by treaty or other means) or past unfulfilled federal legal obligations; advancing aboriginal self-government through legislative, policy and administrative changes; and, supporting discussions to clarify the rights of aboriginal people under the Canadian Constitution. The statutes administered by the Indian and Inuit Affairs Program, in whole or in part, include:

- Alberta Natural Resources Act
- British Columbia Indian Cut-off Lands Settlement Act
- British Columbia Indian Reserves Mineral Resources Act
- Caughnawaga Indian Reserve Act
- Cree-Naskapi (of Quebec) Act
- Department of Indian Affairs and Northern Development Act
- Fort Nelson Indian Reserve Minerals Revenue Sharing Act
- Indian Act
- Indian Lands (Settlement of Differences) Act
- Indian Oil and Gas Act
- Indian (Soldier Settlement) Act
- James Bay and Northern Quebec Native Claims Settlement Act
- Lac Seul Conservation Act
- Lake of the Woods Control Board Act
- Manitoba Natural Resources Act
- Manitoba Supplementary Provisions Act
- Natural Resources Transfer (School Lands) Amendment Act
- New Brunswick Indian Reserves Agreement Act
- Nova Scotia Indian Reserves Agreement Act
- Public Lands Grants Act
- Railway Belt Act

- Railway Belt and Peace River Block Act
- Railway Belt Water Act
- St. Peters Indian Reserve Act
- St. Regis Indian Reserve Act
- Saskatchewan and Alberta Roads Act
- Saskatchewan Natural Resources Act
- Sechelt Indian Band Self-Government Act
- Songhees Indian Reserve Act

The Northern Affairs Program is responsible for: providing transfer payments to the governments of the Yukon and Northwest Territories (to assist them in providing public services to territorial residents); supporting the balanced development of the north through the management of natural resources (oil and gas, minerals, water, and lands), protection and management of the northern natural environment (including Arctic seas), fostering economic and employment opportunities for northerners and funding social and cultural programs, and pursuing northern political development through devolution, program transfers, balanced economic development and the protection of aboriginal rights. The statutes administered by the Northern Affairs Program, in whole or in part, include:

- Appropriation Acts
- Arctic Waters Pollution Prevention Act
- Canada Lands Surveys Act, Part III
- Canada Oil and Gas Act
- Canada Petroleum Resources Act
- Condominium Ordinance Validation Act
- Department of Indian Affairs and Northern Development Act
- Dominion Water Power Act
- Land Titles Act
- Northern Canada Power Commission Act
- Northern Inland Waters Act
- Northwest Territories Act
- Oil and Gas Production and Conservation Act
- Public Lands Grants Act
- Territorial Lands Act
- Territorial Supreme Court Act
- Western Arctic (Inuvialuit) Claims Settlement Act
- Yukon Act
- Yukon Placer Mining Act
- Yukon Quartz Mining Act

The Canada Oil and Gas Administration (COGLA), an agency reporting to both the Minister of Indian and Northern Affairs Canada and the Minister of Energy, Mines and Resources, is responsible for regulating hydrocarbon exploration and development on Canada's frontier lands. COGLA and the Northern Affairs Program share responsibilities in the management of northern oil and gas resources. The statutes relating to northern frontier lands administered by COGLA include:

- Canada Oil and Gas Act
- Canada Petroleum Resources Act
- Oil and Gas Production and Conservation Act

SELF-GOVERNMENT

568-INAC

CREE-NASKAPI BAND ELECTION REGULATIONS

These regulations govern the election of council members for the Cree bands and the Naskapi band of northern Quebec, and their term of office. However, these provisions apply only where, at the time of the election, there is no band election by-law in force. The regulations also prohibit acts that are detrimental to the conduct of free and fair elections. The provisions pertaining to these matters apply to all elections.

Anticipated Impact: The regulations apply to the eight Cree bands and the Naskapi band of northern Quebec (population 8,000). However, because the regulations, with the exception of those provisions pertaining to the conduct of free and fair elections, come into force only in the absence of band election by-laws, their actual application is very limited. All nine bands have passed election by-laws and, to maintain local autonomy they will likely ensure that such by-laws always remain in effect.

These regulations have no impact on the Canadian economy. Furthermore, there are no financial costs to the federal government associated with the regulations.

Statutory Authority: Sections 67 and 198 of the Cree-Naskapi (of Quebec) Act, S.C. 1984, c. 18.

Expected Date of Prepublication: January, 1988.

Contact: Eleanor Heath, Senior Operations Officer, Self-Government Sector, Indian and Northern Affairs Canada, Ottawa, Ontario, K1A 0H4. Tel.: (819) 994-3302.

569-INAC

CREE-NASKAPI BAND EXPROPRIATION REGULATIONS

These regulations establish the substantive and procedural requirements for expropriations by the Cree bands and the Naskapi band of northern Quebec for community purposes or community works of rights and interests in Category 1A or 1A-N lands (lands under federal jurisdiction) or in buildings situated thereon.

Anticipated Impact: The regulations apply only on the Category 1A and 1A-N lands of the eight Cree bands and the Naskapi band of northern Quebec (population 8,000). Because of their limited application, these regulations have little or no impact on the Canadian economy. Furthermore, there are no financial costs to the federal government associated with these regulations.

Statutory Authority: Section 156 of the Cree-Naskapi (of Quebec) Act, S.C. 1984, c. 18.

Expected Date of Prepublication: Third quarter of 1988.

Contact: Eleanor Heath, Senior Operations Officer, Self-Government Sector, Indian and Northern Affairs Canada, Ottawa, Ontario, K1A 0H4. Tel.: (819) 994-3302.

570-INAC

INSTRUMENT OF SUCCESSION REGULATIONS

These regulations deal with successions of the members of the Cree bands and the Naskapi band of northern Quebec. They establish the form for deeds relating to the acceptance, renunciation or settlement of successions composed of property located on the Category 1A or 1A-N lands (lands under federal jurisdiction) or successions in which persons suffering legal incapacity are interested.

Anticipated Impact: The regulations apply to the eight Cree bands and the Naskapi band of northern Quebec (population 8,000). These regulations have no impact on the Canadian economy. Furthermore, there are no financial costs to the federal government associated with the regulations.

Statutory Authority: Sections 10 and 177 of the Cree-Naskapi (of Quebec) Act, S.C. 1984, c. 18.

Expected Date of Prepublication: Third quarter of 1988.

Contact: Eleanor Heath, Senior Operations Officer, Self-Government Sector, Indian and Northern Affairs Canada, Ottawa, Ontario, K1A 0H4. Tel.: (819) 994-3302.

571-INAC

CREE-NASKAPI SPECIAL BAND MEETING REGULATIONS

These regulations govern special band meetings of the Cree bands and the Naskapi band. They include provisions respecting the calling and conduct of meetings, voting at meetings, and the preparation and keeping of records of votes taken, etc. However, the regulations apply only, if at the time of the calling of a special band meeting, there is no special band meeting by-law in force.

Anticipated Impact: The regulations apply to the eight Cree bands and the Naskapi band of northern Quebec (population 8,000). However, because the regulations come into force only in the absence of a special band meeting by-law, their application is very limited. These regulations have no impact on the Canadian economy. Furthermore, there are no financial costs to the federal government associated with the regulations.

Statutory Authority: Section 87 of the Cree-Naskapi (of Quebec) Act, S.C. 1984, c. 18.

Expected Date of Prepublication: Fourth quarter of 1988.

Contact: Eleanor Heath, Senior Operations Officer, Self-Government Sector, Indian and Northern Affairs Canada, Ottawa, Ontario, K1A 0H4. Tel.: (819) 994-3302.

572-INAC

CREE-NASKAPI BAND REFERENDA REGULATIONS

These regulations govern band referenda of the Cree bands and the Naskapi band. They include provisions respecting the calling and conduct of referenda, the conduct of referenda, voting in referenda, and the preparation and keeping of records of votes taken, etc. However, the Regulations apply only, if at the time of the calling of a band referendum, there is no band referenda by-law in force.

Anticipated Impact: The regulations apply to the eight Cree bands and the Naskapi band of northern Quebec (population 8,000). However because the regulations come into force only in the absence of a band referenda by-law, their application is very limited. These regulations have no impact on the Canadian economy. Furthermore, there are no financial costs to the federal government associated with the regulations.

Statutory Authority: Section 87 of the Cree-Naskapi (of Quebec) Act, S.C. 1984, c. 18.

Expected Date of Prepublication: Fourth quarter of 1988.

Contact: Eleanor Heath, Senior Operations Officer, Self-Government Sector, Indian and Northern Affairs Canada, Ottawa, Ontario, K1A 0H4. Tel.: (819) 994-3302.

LANDS, REVENUES AND TRUSTS

573-INAC

SPECIFIC AGREEMENT CONFIRMATION REGULATIONS

The Minister of Indian and Northern Affairs Canada introduced legislation in the House of Commons to enact the 1986 Indian Lands Agreement on June 25, 1987. This agreement, which has been approved by Indian association leaders and signed by federal and provincial ministers, will allow Canada, Ontario and individual Indian

bands to enter into specific agreements for the removal of provincial interests in unsold surrendered lands and Indian minerals. Clause 10(a) of the agreement provides for band confirmation of specific agreements by referendums conducted pursuant to regulations made by the governor in council. The regulations will specify who shall vote, the notification procedures required, how the votes are to be conducted and regulated, and the steps required to verify or appeal the results. Since existing Indian Referendum Regulations under the Indian Act only apply to the taking of surrenders of Indian land and resources, or the issuing of proclamations with respect to possession of intoxicants, these regulations are not applicable to the confirmation of specific agreements.

Anticipated Impact: Certain Indian bands have already negotiated or are close to concluding specific agreements in anticipation of enacting legislation for the 1986 Indian Lands Agreement. The entering into force of confirmation regulations will allow these and other bands in the future to approve band-specific agreements by referendum. These agreements have the potential to provide a 12% increase in the reserve land base of Ontario Indians and the relinquishing of the province's existing 50% interest in Indian mineral royalties.

Statutory Authority: Bill C-73 (Indian Lands Agreement (1986) Act, s. 5) first reading, June 25, 1987.

Expected Date of Prepublication: Fourth quarter of 1988.

Contact: Mr. Hubert J. Ryan, Chief, Land Entitlement and Registrar of Indian Lands, Lands Directorate, Lands, Revenues and Trusts (Operations), Indian and Northern Affairs Canada, Ottawa, Ontario, K1A 0H4. Tel.: (819) 994-2990.

574-INAC

REPEAL OF THE PLACES OF AMUSEMENT REGULATIONS

Since 1982, the Standing Joint Committee of the Senate and of the House of Commons on Regulations and other Statutory Instruments has raised doubts about the validity and adequacy of these regulations, mainly those sections which are offensive to the rights of individuals. The regulations would be replaced with band by-laws which cover the essential matters of licensing and hours of business. As a matter of fact, little or no use was ever made of these regulations.

Anticipated Impact: Repealing these regulations will be in line with our general departmental policy of local control, thus allowing band by-laws to control such places of amusement. It will also eliminate the doubts regarding the adequacy of these regulations with respect to the Charter.

Statutory Authority: Indian Act, R.S.C. 1970, c 1-6.

Expected Date of Prepublication: Third quarter of 1988.

Contact: Mr. Richard Jackman, Chief, Statutory Requirements Division, Lands, Revenues & Trusts (Operations), Indian and Northern Affairs Canada, Ottawa, Ontario, K1A 0H4. Tel.: (819) 997-9800.

ECONOMIC DEVELOPMENT

575-INAC

AMENDMENTS TO THE INDIAN OIL AND GAS REGULATIONS

These amendments are in the process of being developed by an Indian Oil and Gas Regulations Committee made up of Indian people and departmental officials. The precise nature of the amendments will not be known until January, 1988, but will not call for any new expenditures of money or major changes in government policy.

Anticipated Impact: The major impact will be on the relationship between Indian bands with oil and gas interests and Indian and Northern Affairs Canada. There are implications for the oil and gas industry and these are being addressed so as to minimize impact.

Statutory Authority: Indian Oil and Gas Act, Section 4.

Expected Date of Prepublication: April, 1988. The Indian Oil and Gas Act requires consultation with Indian people before changes to regulations are made.

Contact: Chief Executive Officer, Indian Oil & Gas Canada, 654, 220 - 4th Ave., S.E., P.O. Box 2924, Stn. "M", Calgary, Alberta. T2P 2M7. Tel.: (403) 292-5625.

INDIAN SERVICES

576-INAC

FEES FOR ELECTRICITY GENERATION

Authority is being sought for the Minister of Indian and Northern Affairs Canada to establish rates charged for power generated from independent electricity generation systems (diesel) owned, operated and maintained by the department on five reserves in Quebec; namely, Fort Ru-

pert (Waskaganish), Eastmain, Weymontachie, Obedjivan and Rapid Lake.

Anticipated Impact: This authority will permit the minister to set in place a rate structure which will replace the existing rate structure set by Cabinet in 1980. The financial impact of the proposed new rate structure will be minor as annual revenues will decrease only \$42,000, from approximately \$1,111,000 to \$1,069,000. Nevertheless, the proposed rates will be viewed as a positive factor towards encouraging the profitability of numerous small native businesses and thus, significantly enhancing the overall economic development structures of the five reserves in mention. The revised rate will also assist the endeavours of the social work that religious missions carry out in Indian communities.

Statutory Authority: Section 13, Financial Administration Act.

Expected Date of Prepublication: First quarter of 1988.

Contact: Linda Brascoupé, Capital Management Directorate, Indian and Northern Affairs Canada, Ottawa, Ontario, K1A 0H4. Tel.: (819) 997-8416.

NORTHERN AFFAIRS

577-INAC

AMENDMENTS TO THE DOMINION WATER POWER REGULATIONS

The regulations will be amended to decrease the regulatory control over the construction of new hydropower plants on heritage canals. The administration of the revised regulations for heritage canals and the existing regulations respecting hydropower facilities in national parks will be turned over to Environment Canada.

Anticipated Impact: Builders and operators of hydropower facilities will be able to obtain long-term licences ensuring their rights to use surplus water from heritage canals for hydropower purposes. Administrative responsibilities of Environment Canada and Indian and Northern Affairs Canada will be clarified and reduced to the benefit of the users. Water rentals payable to the federal government will rise from approximately \$76,000 to \$620,000 per year.

Statutory Authority: Dominion Water Power Act.

Expected Date of Prepublication: Second quarter of 1988.

Contact: François Guimot, Chief, Water Resources Division, Natural Resources and Economic Development Branch, Indian and Northern Affairs Canada, Ottawa, Ontario, K1A 0H4. Tel.: (819) 994-7483.

578-INAC**WAIVER OF RESERVATIONS FROM GRANTS**

The Territorial Lands Act provides for a routine exclusion of a 100 foot strip along navigable waters. It is estimated that four orders will be required to waive the 100 foot waterfront reservation in grants of land in the N.W.T. and Yukon.

Anticipated Impact: Applications to waive the 100 foot reservation are carefully assessed at the local level and any potentially affected parties are consulted. Waterfront lands can be developed as required.

Statutory Authority: Section 9, Territorial Lands Act.

Expected Date of Prepublication: Various dates throughout 1988.

Contact: J.I. Sneddon, A/Chief, Land Management Division, Natural Resources and Economic Development Branch, Indian and Northern Affairs Canada, Ottawa, Ontario, K1A 0H4. Tel.: (819) 994-7470.

579-INAC**WITHDRAWAL OF TERRITORIAL LANDS FROM DISPOSAL**

It is estimated that 30 orders withdrawing lands in the N.W.T. and Yukon from disposal will be required in support of native claims agreements and the establishment of special purpose land management areas, e.g., pipeline corridors and national parks. Several orders to revoke existing withdrawal orders may be required.

Anticipated Impact: These orders directly support the settlement of native land claims and land administration in general. Existing rights are fully protected, however, no new real property interests may be acquired in the withdrawn lands.

Statutory Authority: Section 19(a) Territorial Lands Act and Section 93 Yukon Placer Mining Act.

Expected Date of Prepublication: Various dates throughout 1988.

Contact: J.I. Sneddon, A/Chief, Land Management Division, Natural Resources and Economic Development Branch, Indian and Northern Affairs Canada, Ottawa, Ontario, K1A 0H4. Tel.: (819) 994-7470.

580-INAC**FEDERAL GOVERNMENT EMPLOYEE LAND ACQUISITION ORDERS**

In 1988 approximately eleven orders will be required to authorize employees of the Government of Canada to acquire interests in Crown lands in the N.W.T. or Yukon. Employees or their spouses routinely acquire territorial lands for residences, cottages or commercial interest.

Anticipated Impact: These "employee acquisition orders" will have no impact on the general public. On the other hand, the employee and his/her family may suffer financial and personal hardship if the order is not approved in a timely manner.

Statutory Authority: Section 24(1) Territorial Lands Act.

Expected Date of Prepublication: Various dates throughout 1988.

Contact: J.I. Sneddon, A/Chief, Land Management Division, Natural Resources and Economic Development Branch, Indian and Northern Affairs Canada, Ottawa, Ontario, K1A 0H4. Tel.: (819) 994-7470.

581-INAC**SECOND RENEWAL OF YUKON QUARTZ MINING LEASES**

Section 96 of the Yukon Quartz Mining Act requires governor in council approval for the second renewal term of leases issued under the act. Although the act guarantees the right to the renewals, the terms and conditions of the leases are to be prescribed by the governor in council. Standard clauses have been in effect for several years for all mining leases including those issued under the Canada Mining Regulations in the Northwest Territories and no major changes to these clauses are anticipated.

Anticipated Impact: Maintenance of mineral rights, particularly those in the lease stage, generally enhance the Yukon economy through exploration expenditures and ultimately the production of minerals while providing a return to the Crown in the payment of fees and royalties.

Statutory Authority: Section 96, Yukon Quartz Mining Act, R.S.C. 1952, c.301.

Expected Date of Prepublication: A submission to council will be presented in March 1988 for approval without prepublication for at least 17 leases.

Contact: J.M. Hodgkinson, Chief, Mining Administration Division, Natural Resources and Economic Development Branch, Indian and Northern Affairs Canada, Ottawa, Ontario, K1A 0H4. Tel.: (819) 994-6434.

CANADA OIL AND GAS LANDS ADMINISTRATION

582-INAC

AMENDMENTS TO THE CANADA OIL AND GAS DRILLING REGULATIONS

The existing Canada Oil and Gas Drilling Regulations were last amended in 1979. The regulations prescribe the manner and content of the applications for drilling authorizations and generally concern the safety and inspection of drilling operations including prescribing minimum acceptable standards for the methods and equipment used in drilling operations. As a result of the proclamation of a number of statutes, notably the Constitution Act, 1982, which contains the Canadian Charter of Rights and Freedoms, the Joint Senate and House Committee on Regulations and Statutory Instruments recommended a number of amendments to the regulations. The amendments will take place in two stages. The initial amendments will address the concerns raised by the Joint Senate and House Committee; subsequent technical amendments will address means of updating design specifications to meet today's requirements as a result of technological advances and will replace said design specifications, where appropriate, with performance standards.

Anticipated Impact: In accordance with the policy of the department, the petroleum industry, through the Canadian Petroleum Association and the Independent Petroleum Association of Canada, will be actively involved in reviewing and formulating the technical criteria contained in the regulations. Thus, promulgation of amendments to the regulations will have a positive effect on the petroleum industry in that the regulatory regime will be flexible enough to keep in step with technological advances as they arise but still maintain the necessary performance standards.

Statutory Authority: Oil and Gas Production and Conservation Act, R.S.C. 1970, c.0-4 as amended by R.S.C. 1970, c.30 (1st Supp.), S.C. 1976-77, c.55, S.C. 1980-81-82-83, c.81 and S.C. 1986, c.45.

Expected Date of Prepublication: First quarter of 1988.

Contact: D.A. Dempster, Director General, Engineering Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

583-INAC

AMENDMENTS TO THE CANADA OIL AND GAS OPERATIONS REGULATIONS

The Canada Oil and Gas Operations Regulations, promulgated in 1983, prescribe the criteria and manner of applying for an operating licence and prescribe the forms for the numerous applications for authorizations for works or activities as required under the Oil and Gas Production and Conservation Act (OGPCA). With the recent amendment to the OGPCA permitting the minister to prescribe forms for applications rather than having them prescribed by regulations, it is necessary to amend the regulations to repeal the provisions in respect of the forms.

Anticipated Impact: The proposed regulations will be a benefit to the regulator as administrative procedures will be simplified. The amendments involve no cost to either the regulator or the petroleum industry.

Statutory Authority: Oil and Gas Production and Conservation Act, R.S.C. 1970, c.0-4 as amended by R.S.C. 1970, c.30 (1st Supp.), S.C. 1976-77, c.55, S.C. 1980-81-82-83, c.81 and S.C. 1986, c.45.

Expected Date of Prepublication: First quarter of 1988.

Contact: D.A. Dempster, Director General, Engineering Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

584-INAC

CANADA OIL AND GAS PRODUCTION AND CONSERVATION REGULATIONS

The Oil and Gas Production and Conservation Act provides for the making of regulations respecting safety, conservation practices and the prevention of pollution in operations undertaken for the production of oil and gas. The proposed regulations will provide specifically for the authorization, regulation and the safety of production operations on Frontier Lands.

Anticipated Impact: The proposed regulations will formalize existing practices. The oil and gas industry is familiar with the draft regulations and has been complying with them as though they were already in force. Thus, the actual promulgation of the proposed regulations is not anticipated to have any impact on the petroleum industry.

Statutory Authority: Oil and Gas Production and Conservation Act, R.S.C. 1970, c.0-4 as amended by R.S.C. 1970, c.30 (1st Supp.), S.C. 1976-77, c.55, S.C. 1980-81-82-83, C.81 and s.c. 1986, c.45.

Expected Date of Prepublication: Second quarter of 1988.

Contact: D.A. Dempster, Director General, Engineering Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

585-INAC

CANADA OIL AND GAS PRODUCTION INSTALLATION REGULATIONS

The Oil and Gas Production and Conservation Act provides for the making of regulations prescribing minimum acceptable standards for the construction, alteration or use of works, machinery and plant used in the development and production of oil and gas, in addition to allowing for regulation of the safety aspects of oil and gas activity. The proposed regulations will establish performance criteria for the various component of the superstructure to ensure that production operations will be carried out in as safe an environment as possible.

Anticipated Impact: The industry already adheres to the design and operating principles set out in the proposed regulations. With the exception of certain provisions imposing more rigorous standards due to the exceptional environmental conditions found in the Canadian offshore, by and large the performance standards contained in the proposed regulations are similar to those adopted by most offshore oil-producing countries and with which the industry is already familiar.

Statutory Authority: Oil and Gas Production and Conservation Act, R.S.C. 1970, c.0-4 as amended by R.S.C. 1970, c.30 (1st Supp.), S.C. 1976-77, c.55, S.C. 1980-81-82-83, c.81 and S.C. 1986, c.45.

Expected Date of Prepublication: Third quarter of 1988.

Contact: D.A. Dempster, Director General, Engineering Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

586-INAC

CANADA OIL AND GAS CERTIFICATE OF FITNESS REGULATIONS

The Oil and Gas Production and Conservation Act authorizes the making of regulations which prescribe minimum acceptable standards for the construction, alteration or use of any equipment, works, plants and appliances. In order to ensure that these standards are met by the industry, particularly in relation to major installations and structures, an independent third party known as a certifying authority will be required to confirm to the regulator that the installation has been designed, constructed and installed in accordance with the applicable regulations and is fit for the purpose for which it is intended. This confirmation will be in the form of a Certificate of Fitness issued by the certifying authority. The proposed Certifi-

cate of Fitness regulations will prescribe the necessary qualifications for a company to be acceptable to the regulator for the purposes of issuing such certificates and the criteria pursuant to which the certificates will be acceptable to the regulator.

Anticipated Impact: Certificates of Fitness have long been recognized and required internationally and are thus not new to the petroleum industry. However, the requirement for Certificates of Fitness in Canada will impose an additional financial burden on the industry as it is the proponent's responsibility to obtain and pay for the certificate.

Statutory Authority: Oil and Gas Production and Conservation Act, R.S.C. 1970, c.0-4 as amended by R.S.C. 1970, c.30 (1st Supp.), S.C. 1976-77, c.55, S.C. 1980-81-82-83, c.81 and S.C. 1986, c.45.

Expected Date of Prepublication: Third quarter of 1988.

Contact: D.A. Dempster, Director General, Engineering Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

587-INAC

CANADA OIL AND GAS DIVING REGULATIONS

The Oil and Gas Production and Conservation Act provides for the making of regulations concerning the safety and inspection of all operations conducted in connection with the exploration for, the drilling for and the production of oil and gas. At present, diving operations are governed by provisions contained in the Drilling Regulations. It was decided that due to the increase in diving operations in exploration activities for oil and gas a much more comprehensive regulatory system was necessary to ensure the safety of individuals engaged in such diving operations.

Anticipated Impact: It is anticipated that the proposed regulations will encourage the establishment of Canadian divers training facilities to certify that divers are trained to the standards established in the regulations. The proposed regulations will formalize existing practices. The oil and gas industry is familiar with the draft regulations and has been complying with them as though they were already in force. Thus, the actual promulgation of the proposed regulations is not anticipated to have any impact on the petroleum industry.

Statutory Authority: Oil and Gas Production and Conservation Act, R.S.C. 1970, c.0-4 as amended by R.S.C. 1970, c.30 (1st Supp.), S.C. 1976-77, c.55, S.C. 1980-81-82-83, c.81 and S.C. 1986, c.45.

Expected Date of Prepublication: First quarter of 1988.

Contact: D.A. Dempster, Director General, Engineering Branch, Canada Oil and Gas Lands Administration, 355

River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

588-INAC

CANADA OIL AND GAS OFFSHORE PIPELINE REGULATIONS

The Oil and Gas Production and Conservation Act provides for the making of regulations with respect to the safety and inspection of all operations connected with exploration and drilling for and the production of oil and gas. The construction of offshore pipelines from the well to a central gathering point is a function of the production system and it is necessary to make regulations to govern the safety and inspection aspect of the construction and maintenance of offshore pipelines.

Anticipated Impact: As the proposed regulations address both environmental and human safety, they will obviously impact on these issues. However, as to date, there have been no offshore pipelines constructed in Canada, the proposed regulations will not impose any technological changes on the industry.

Statutory Authority: Oil and Gas Production and Conservation Act, R.S.C. 1970, c.0-4 as amended by R.S.C. 1970, c.30 (1st Supp.), S.C. 1976-77, c.55, S.C. 1980-81-82-83, c.81 and S.C. 1986, c.45.

Expected Date of Prepublication: Fourth quarter of 1988.

Contact: D.A. Dempster, Director General, Engineering Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

589-INAC

CANADA OIL AND GAS ONSHORE PIPELINE REGULATIONS

The Oil and Gas Production and Conservation Act provides for the making of regulations respecting the operation, safety and inspection of all operations connected with the exploration and drilling for and the production of oil and gas. The construction of onshore pipelines from the well to a central gathering point is a function of the production system and it is necessary to make regulations governing operations, and safety and inspection aspects of the construction and maintenance of onshore pipelines.

Anticipated Impact: The technical requirements of the regulations are similar to those contained in the pipeline regulations under the National Energy Board Act. Accordingly, it is anticipated that the Canada Oil and Gas Onshore Pipeline Regulations will impose a minimal technological impact on pipeline companies and the petroleum industry.

Statutory Authority: Oil and Gas Production and Conservation Act, R.S.C. 1970, c.0-4 as amended by R.S.C. 1970, c.30 (1st Supp.), S.C. 1976-77, c.55, S.C. 1980-81-82-83, c.81 and S.C. 1986, c.45.

Expected Date of Prepublication: Fourth quarter of 1988.

Contact: D.A. Dempster, Director General, Engineering Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

590-INAC

CANADA OIL AND GAS GEOPHYSICAL REGULATIONS

The Oil and Gas Production and Conservation Act provides for the making of regulations respecting safety, conservation practices and the prevention of pollution in operations for the production of oil and gas. The proposed regulations will provide specifically for the authorization and regulation of geophysical operations and ensure the safety of those operations on Frontier Lands.

Anticipated Impact: The oil and gas industry has been operating with the draft regulations for a number of years. In addition, both the Canadian Petroleum Association and the Independent Petroleum Association of Canada were actively involved in the formulation of the technical criteria contained in the regulations. Accordingly, promulgation of the proposed regulations is not anticipated to have an impact on the petroleum industry.

Statutory Authority: Oil and Gas Production and Conservation Act, R.S.C. 1970, c.0-4 as amended by R.S.C. 1970, c.30 (1st Supp.), S.C. 1976-77, c.55, S.C. 1980-81-82-83, c.81 and S.C. 1986, c.45.

Expected Date of Prepublication: Second quarter of 1988.

Contact: G. Campbell, Director General, Resource Evaluation Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

591-INAC

CANADA OIL AND GAS REGISTRATION REGULATIONS

The Canada Petroleum Resources Act allows for the making of regulations respecting the registration and filing of documents in respect of petroleum interests including the registration of encumbrances. The proposed regulations will establish a registry system to permit the registration of transfers of ownership and encumbrances on title.

Anticipated Impact: The proposed regulations should promote a degree of confidence and security both within the petroleum industry and the financial institutions as both of these sectors will now be able to register their documents and receive the statutory protection afforded by such a system.

Statutory Authority: Canada Petroleum Resources Act, S.C. 1986, c.45.

Expected Date of Prepublication: First quarter of 1988.

Contact: W. Gallagher, Director General, Rights Management Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

592-INAC

CANADA OIL AND GAS ROYALTY REGULATIONS

The Canada Petroleum Resources Act creates and imposes a royalty on all production licence holders on Frontier Lands. Both the royalty rate or rates and the period for which the royalty will be paid are to be prescribed by regulations. The proposed regulations will establish both the rates and the periods. The proposed regulations will incorporate a new profit-sensitive royalty structure similar to other royalty regimes applied to high cost projects in western Canada.

Anticipated Impact: The proposed royalty regime is designed to provide a fair return to the industry, after it recovers its up front costs, and the Government of Canada, as owner of the resource. It is also designed to stimulate investment in Canada's frontier areas, subject, of course, to realistic price escalations, thereby creating employment and business opportunities for northern residents.

Statutory Authority: Canada Petroleum Resources Act, S.C. 1986, c.45.

Expected Date of Prepublication: Third quarter of 1988.

Contact: R.W. Erdmann, Director General, Financial and Market Analysis Branch, Department of Energy, Mines and Resources, 580 Booth Street, Ottawa, Ontario, K1A 0E4. Tel.: (613) 995-9351.

593-INAC

CANADA OIL AND GAS LAND (SURVEY) REGULATIONS

The Canada Oil and Gas Land Regulations, as passed pursuant to the Territorial Lands Act and the Public Lands Grants Act, were prepared on the basis of the 1927 North American Datum. With the creation of a new satellite survey system a more accurate method of sur-

veying has been developed and the regulations are being amended to reflect this technological advance.

Anticipated Impact: The proposed amendments to the regulations were suggested by the Canadian Petroleum Association and the Independent Petroleum Association of Canada. The industry is in favour of the greater degree of accuracy which the new surveying method will provide.

Statutory Authority: Canada Petroleum Resources Act, S.C. 1986, c.45.

Expected Date of Prepublication: First quarter of 1988.

Contact: W. Gallagher, Director General, Rights Management Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

594-INAC

CANADA OIL AND GAS ISSUANCE REGULATIONS

The Canada Petroleum Resources Act authorizes the making of either general or area-specific regulations prescribing the terms, conditions and criteria to be specified in a call for bids to the petroleum industry for the exploration of hydrocarbons, the manner in which bids are to be submitted and the specifications of these requirements in the call.

Anticipated Impact: The petroleum industry has requested these regulations to assist them in long-term planning and industry's comments will be solicited throughout the regulations drafting process.

Statutory Authority: Canada Petroleum Resources Act, S.C. 1986, c.45.

Expected Date of Prepublication: Fourth quarter of 1988.

Contact: W. Gallagher, Director General, Rights Management Branch, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

595-INAC

CANADIAN OWNERSHIP RATE REGULATIONS

The Canada Petroleum Resources Act prohibits the issuance of a production licence to anyone having less than a 50% Canadian Ownership Rate (C.O.R.). The C.O.R. is required to be determined in accordance with either regulations prescribed under the Act or regulations prescribed under the Canadian Ownership and Control Determination Act. As the Canadian Ownership and Control Determination regulations are complex and, more particularly, not designed to deal with or address varying

interest patterns in land holdings, the proposed regulations under the Canadian Petroleum Resources Act will be drafted to address these matters.

Anticipated Impact: In preliminary discussions with the petroleum industry, response to the proposal has been positive. It is expected that the proposed regulations would simplify the administrative and paper burden on the petroleum industry.

Statutory Authority: Canada Petroleum Resources Act, S.C. 1986, c.45.

Expected Date of Prepublication: Fourth quarter of 1988.

Contact: D.R. Whelan, Director General, Policy Analysis and Co-Ordination, Canada Oil and Gas Lands Administration, 355 River Road, Ottawa, Ontario, K1A 0E4. Tel.: (613) 993-3760.

DEPARTMENT OF JUSTICE CANADA

APPROVED BREATH ANALYSIS INSTRUMENTS ORDER,
APPROVED SCREENING DEVICES ORDER, APPROVED
BLOOD SAMPLE CONTAINER ORDER596-JUS

FAMILY ORDERS AND AGREEMENTS GARNISHMENT
REGULATIONS597-JUS

COMMERCIAL ARBITRATION REGULATIONS598-JUS

ACCESS TO YOUNG OFFENDERS RECORDS: ORDERS IN
COUNCIL599-JUS

Roles and Responsibilities

The Department of Justice was created by an Act of Parliament in 1868. In 1962, the report of the Royal Commission on Government Organization recommended that the legal services of the government be provided by the Department of Justice, with five exceptions: the Judge Advocate General; the Legal Division of the Department of External Affairs; the Legal Division of Taxation in the Department of National Revenue; the Pensions Advocates in the Department of Veterans Affairs; and, the Legal Officers in the RCMP. That recommended integration was completed by 1970.

The Department of Justice performs two distinct functions on behalf of the government: the Attorney General function and the Minister of Justice function. The roles and responsibilities of the Department of Justice are based on the Department of Justice Act which provides for three broad areas of endeavour. First, the department is empowered to provide a full range of legal services to the Government of Canada. These services include the provision of legal advice, the preparation of legal documents, the drafting of legislation and the regulation or conduct of litigation. Second, the department is charged with ensuring that the administration of public affairs is carried out in accordance with the law. Third, the department has the lead responsibility in the planning, development and implementation of government policies in areas related to the administration of justice and such other areas as are assigned by the Governor in Council.

The major statutes, in addition to the Department of Justice Act, that provide direction to the work of the Department of Justice are the Canadian Bill of Rights, the Statutory Instruments Act and the Statute Revision Act. The Canadian Bill of Rights requires that bills introduced by ministers in the House of Commons, and regulations transmitted to the Clerk of the Privy Council for registration, be examined to ascertain that the provisions thereof are consistent with the purposes and provisions of that Act. By a 1985 amendment to the Department of Justice Act, the minister is given the responsibility for examining such regulations and bills to ascertain that their provisions are consistent with the purposes and provisions of the Canadian Charter of Rights and Freedom. In both cases he is required to report any inconsistency to the House of Commons at the first convenient opportunity. The Statutory Instruments Act requires the examination of regulations according to criteria set out in that Act. The Statute Revision Act provides for the periodic revision and consolidation of the public general statutes of Canada and of the regulations of Canada.

Legislative Mandate

- Access to Information Act
- Annulment of Marriages (Ontario) Act
- Anti-Inflation Act
- Bills of Lading Act
- Canada Evidence Act
- Canada Prize Act

- Canada - United Kingdom Civil and Commercial Judgments Convention Act
- Canadian Bills of Rights
- Canadian Human Rights Act
- Commercial Arbitration Act
- Criminal Code
- Crown Liability Act
- Department of Justice Act
- Divorce Act
- Escheats Act
- Extradition Act
- Family Orders and Agreements Enforcement Assistance Act
- Federal Court Act
- Food and Drugs Act
- Foreign Enlistment Act
- Foreign Extraterritorial Measures Act
- Fugitive Offenders Act
- Garnishment, Attachment and Pension Diversion Act
- Identification of Criminals Act
- Interpretation Act
- Judges Act
- Law Reform Commission Act
- Lord's Day Act
- Marriage Act
- Narcotic Control Act
- Official Secrets Act
- Permanent Court of International Justice Act
- Postal Services Interruption Relief Act
- Privacy Act
- State Immunity Act
- Statute Revision Act
- Statutory Instruments Act
- Supreme Court Act
- Tax Court of Canada Act
- Territorial Supreme Courts Act
- Tobacco Restraint Act
- United Nation Foreign Arbitral Awards Convention Act
- War Measures Act
- Young Offenders Act

596-JUS

APPROVED BREATH ANALYSIS INSTRUMENTS ORDER, APPROVED SCREENING DEVICES ORDER, APPROVED BLOOD SAMPLE CONTAINER ORDER

These orders are required in order to approve various devices and instruments of a kind that are designed either to ascertain the presence of alcohol in the blood of a person or to ascertain the concentration of alcohol in the blood of that person, and in order to approve various containers of a kind that are designed to receive a sample of the blood of a person for analysis. These devices, instruments and containers must be approved by the Attorney General of Canada before they may be used in the manner described in the Criminal Code for the purposes of detecting impairment.

Anticipated Impact: Approval of new devices, instruments or containers will permit their use by police forces in or-

der to investigate suspected cases of impaired driving, boating or flying. Approval of new devices will increase the purchase options available to police authorities for the purchase and use of new equipment.

Statutory Authority: Criminal Code, R.S.C. 1970, c. C-34, s. 238, as amended by S.C. 1985, c. 19.

Expected Date of Publication: Unknown. The process of approvals is an ongoing process that is dependent on the existence of applications by manufacturers who are seeking approval and upon a subsequent evaluation of the application by the federal government.

Contact: Donald K. Piragoff, Legal Counsel, Criminal and Family Law Policy Directorate, Department of Justice, 239 Wellington Street, Ottawa, K1A 0H8. Tel.: (613) 957-4735.

597-JUS

FAMILY ORDERS AND AGREEMENTS GARNISHMENT REGULATIONS

To carry out provisions of the Act Part II (to be proclaimed in force) to garnish moneys of defaulting spouses. The regulations designate garnishable moneys, set out application and notice forms, and provide miscellaneous administrative details. The department currently has an implementation team designing the services required by the Act.

Anticipated Impact: Necessary to provide the services under the Act. Will increase family incomes where spouses have entered into formal separation agreements or court orders for support have been made.

Statutory Authority: Family Orders and Agreements Enforcement Assistance Act, S.C. 1986, c.5.

Expected Date of Publication: Spring, 1988.

Contact: Glenn Rivard, Senior Counsel, Criminal and Family Law Policy Directorate, Department of Justice, 239 Wellington Street, Ottawa, K1A 0H8. Tel.: (613) 957-4717.

598-JUS

COMMERCIAL ARBITRATION REGULATIONS

The minister proposes to recommend regulations which will prescribe the terms and conditions on which departments and Crown corporations may enter into an arbitration agreement.

Anticipated Impact: The anticipated impact on the public is minimal as arbitration agreements are normally contained as part of a contract which by its very nature is a consensual document. It is expected that the scope of the regulations will be sufficiently broad so as not to im-

pose an adverse impact on existing commercial practice. Rather it is intended that their passage will serve as a positive influence on departments and Crown corporations in resorting to arbitration as opposed to litigation.

Statutory Authority: Commercial Arbitration Act, S.C. 1986, c.22, s.8.

Expected Date of Publication: Part I regulations by December, 1988.

Contact: Jacques Gauthier, A/General Counsel, Commercial Law Section, Department of Justice, 239 Wellington Street, Ottawa, K1A 0H8. Tel.: (613) 957-4640.

599-JUS

ACCESS TO YOUNG OFFENDERS RECORDS: ORDERS IN COUNCIL

The proposed regulations will protect young people from unnecessary public labelling as criminals while ensuring that broad social protection objectives are met. The Young Offenders Act limits access to the records of young offenders where conviction has been obtained to persons/agencies identified in the Act, to persons authorized in individual cases by a youth court, or through orders in council. In the latter case, the authorization of persons/agencies through Orders in Council permits each provincial government and the federal government to meet particular and changing needs without recourse to lengthy statutory lists or to the administratively-cumbersome process of individual applications to youth courts.

Anticipated Impact: The process of promulgating orders in council will ensure that those federal departments/agencies that have legitimate need of access to youth court records are able to obtain such information without relying upon time consuming and inconsistent applications to youth courts. In addition to the administrative benefits that will result, the Orders in Council will clarify, for all concerned, the circumstances in which young offenders records may be used against individual offenders.

Statutory Authority: Young Offenders Act, S.C. 1986, c. 32, s. 34 (44.1(1)(h)).

Expected Date of Publication: Fall, 1988.

Contact: James E. Coffin, Director, Policy Development, Policy, Program and Research Branch, Department of Justice, 239 Wellington Street, Ottawa, K1A 0H8. Tel.: (613) 957-1524.

LABOUR CANADA

CANADA OCCUPATIONAL SAFETY AND HEALTH (COSH) REGULATIONS (TECHNICAL REVISIONS TO SIX EXISTING REGULATIONS)	600-LC
CANADA OCCUPATIONAL SAFETY AND HEALTH REGULATIONS SMOKING IN THE WORKPLACE	601-LC
GENERAL REVIEW OF THE CANADA LABOUR STANDARDS REGULATIONS UNDER PART III OF THE CANADA LABOUR CODE	602-LC

Roles and Responsibilities

The regulatory responsibilities of the Department of Labour apply to employees across Canada who work for an industry or enterprise which is considered a federal undertaking or business. These include industries operating in interprovincial or international rail, road and pipeline transportation, shipping and related services, air transportation, interprovincial and international telecommunications, banks and certain Crown corporations. Also included are industries declared by Parliament to be for the general advantage of Canada, such as uranium mining. Finally, all non-federal industries in the Yukon and the Northwest Territories are under federal labour jurisdiction with respect to Part V (Industrial Relations) of the Labour Code.

The objectives of the Department of Labour are to promote and sustain stable industrial relations, a fair return for efforts in the workplace, a working environment conducive to physical and social well-being; to protect the rights and interests of the parties in the world of work; to promote equitable access to employment opportunities; and to foster a climate for improved consultation and communication among government, labour and management.

The departmental regulatory activities include: mediation and conciliation; general labour services; Labour Adjustment Income Support Program; and injury compensation respecting government employees and merchant seamen.

The mediation and conciliation activity, through the Federal Mediation and Conciliation Service, fulfills the statutory responsibility under the Canada Labour Code, Part V, for the prevention and settlement of industrial disputes and the resolution of labour-management conflict in the federal private sector and also provides industrial relations expertise for policy formation and implementation, and legislative development.

The general labour services activity includes operations intended to enforce compliance with provisions of Part III and IV of the Canada Labour Code and the Fair Wages and Hours of Labour Act, as well as operations which are advisory, promotional and educational in nature. Their objectives are to achieve compliance with existing occupational safety and health and employment standards legislation and programs; to promote a positive change in attitudes and values respecting work issues; and, to promote within labour organizations a membership that is better informed about the code and environment of the various participants in the industrial relations system.

Within the Labour Adjustment Income Support Program, which is a statutory activity, benefits are available to laid-off employees of nationally or regionally designated industries whose unemployment insurance benefits are depleted, provided they meet the age and years of service criteria under the Labour Adjustment Benefits Act.

Injury Compensation Respecting Government Employees and Merchant Seamen is also a statutory activity. The

objective of this program is to ensure timely and efficient validation of claims so that benefits are provided to injured employees, and the dependent survivors of employees killed on the job, under the terms of the Government Employees Compensation Act and the Merchant Seamen Compensation Act.

Legislative Mandate

Department of Labour Act/ Canada Labour Code/ Fair Wages and Hours of Labour Act/ Labour Adjustment Benefits Act/ Merchant Seamen Compensation Act

600-LC

CANADA OCCUPATIONAL SAFETY AND HEALTH (COSH) REGULATIONS (TECHNICAL REVISIONS TO SIX EXISTING REGULATIONS)

The existing COSH Regulations (promulgated March 31, 1986) were revised to comply with the revised Part IV of the Canada Labour Code. The technical revision will look at the requirement for technical change. A tripartite consultation process, involving labour, industry and Labour Canada, has been set up to accomplish this.

Anticipated Impact: An impact analysis will be done on each revised regulation. All revisions will ensure greater safety and better health for federally regulated workers. It is anticipated that some revisions will put a greater financial burden on employers.

Statutory Authority: Canada Labour Code, R.S.C., c.L.-1 as amended, 1984, s.106(1).

Expected Date of Prepublication: Three regulations will be published during the first quarter, 1988 and three during the fourth quarter.

Contact: Myrtle Perry, Project Coordinator, Occupational Safety and Health Branch, Labour Canada, Hull, Quebec. Tel.: (819) 953-0239.

601-LC

CANADA OCCUPATIONAL SAFETY AND HEALTH REGULATIONS: SMOKING IN THE WORKPLACE

A political commitment has been made to have a regulation, dealing with smoking in the workplace in force in 1989. This regulation will be developed through a tripartite consultation process with consideration given to input from all employer and employee groups who come under Part IV of the Canada Labour Code.

Anticipated Impact: Regulating smoking in the workplace will protect non-smokers from the possible adverse effects of secondary smoke. Until the regulation is developed and a socio-economic analysis is carried out, it is not possible to state the financial implications which the requirements of the regulation will impose.

Statutory Authority: Canada Labour Code, R.S.C., c.L.-1 as amended, 1984, s.106(1).

Expected Date of Publication: Third quarter, 1988.

Contact: Baily Seshagiri, Industrial Hygiene Engineer, Occupational Safety and Health Branch, Labour Canada, Hull, Quebec, Tel.: (819) 953-0219.

602-LC

GENERAL REVIEW OF THE CANADA LABOUR STANDARDS REGULATIONS UNDER PART III OF THE CANADA LABOUR CODE

These regulations have not been subjected to a comprehensive examination since 1972. The purpose of the review is to identify and correct any inconsistencies which may have occurred since that time and generally to ensure the regulations are current. Initially, the review will be carried out by an internal departmental committee. Should amendments be required, consultations will be undertaken with interested parties.

Anticipated Impact: The potential economic and social impact will be minimal. Interested parties in the private sector will be consulted prior to prepublication and given full opportunity to comment on proposals.

Statutory Authority: Canada Labour Code, Part III, R.S.C. 1970, c. L-1 as amended.

Expected Date of Prepublication: March, 1988.

Contact: Wayne Nute, Program Analyst, Conditions of Work, Labour Canada, Ottawa, Ontario, K1A 0J2.

NATIONAL CAPITAL COMMISSION

NATIONAL CAPITAL COMMISSION PROPERTY
REGULATIONS 603-NCC

Roles and Responsibilities

The National Capital Commission (NCC) is the federal Crown corporation which, under section 10(1) of the National Capital Act (1958), has the responsibility: "to prepare plans for and assist in the development, conservation and improvements of the National Capital Region in order that the nature and character of the seat of the Government of Canada may be in accordance with its national significance." The commission acts as an agent of Her Majesty and must have government approval to undertake its programs and activities.

The means available to the NCC to carry out its mandate are specified in section 10(2) of the act, which authorizes it to buy, sell, lease, develop and dispose of property; construct parks, highways, bridges, buildings and parkways; maintain and improve its own land and the property of other federal departments and agencies upon request; engage in joint projects with municipalities; make grants; conduct research; preserve historical sites and buildings; and, do anything else incidental to the attainment of its responsibilities. Section 11 of the act gives the commission the further responsibility to coordinate the development of federal lands in the capital and approve proposals for new buildings (or alterations) on such lands. Following the findings of the Nielsen Committee on Real Property Management, NCC was transferred responsibility for the portfolio of federal official houses (e.g. Prime Minister's residence, Rideau Hall, Stornoway).

Cabinet's recent decision on new directions for the capital and the NCC will result in the National Capital Act being amended. These amendments will recognize a new role in developing soft, culturally oriented events and programs, a strengthened approval authority for the federal physical development in the NCR, and recognition of NCC as the leader in coordinating soft-program activity of the federal partners where it impacts on the capital.

The various policy instruments available to the NCC continue to be necessary to achieve the physical, social and economic objectives established by the federal government for the National Capital Region. In addition, cooperative efforts with municipal, regional, and other federal authorities to achieve common goals will continue to play an important role in determining the commission's ability to fulfill its mandate.

Legislative Mandate

National Capital Act

603-NCC

NATIONAL CAPITAL COMMISSION PROPERTY REGULATIONS

These proposed regulations will revise and consolidate NCC Property Regulations.

Anticipated Impact: Any person entering NCC property will be required to comply with revised rules of conduct for the protection of public lands, for preserving order and preventing accidents therein.

Statutory Authority: National Capital Act, R.S.C. 1970, c. N-3, section 19.

Expected Date of Publication: December, 1987.

Contact: Senior Counsel, National Capital Commission, 161 Laurier Avenue West, Ottawa, Ontario, K1P 6J6. Tel.: (613) 239-5331.

NATIONAL DEFENCE

AIRFIELD ZONING REGULATIONS COLD LAKE, ALBERTA . . .	604-DND
AIRFIELD ZONING REGULATIONS EDMONTON (NAMAQ), ALBERTA	605-DND
AIRFIELD ZONING REGULATIONS PORTAGE LA PRAIRIE, MANITOBA	606-DND
AIRFIELD ZONING REGULATIONS TRENTON, ONTARIO	607-DND
AIRFIELD ZONING REGULATIONS BAGOTVILLE, QUEBEC . . .	608-DND
AIRFIELD ZONING REGULATIONS GREENWOOD, NOVA SCOTIA	609-DND
AIRFIELD ZONING REGULATIONS COMOX, BRITISH COLUMBIA	610-DND
PROVISION OF SERVICES AND USE OF FACILITIES TO NON-DEFENCE AGENCIES	611-DND

Roles and Responsibilities

The Minister of National Defence has the control and management of the Canadian Forces and of all matters relating to national defence and is responsible for: the construction and maintenance of all defence establishments and works for the defence of Canada; and research relating to the defence of Canada and to the development of and improvements of materiel.

Legislative Mandate

The Department of National Defence derives its legislative mandate from the National Defence Act. Other statutes administered by the Minister of National Defence include:

- Visiting Forces Act
- Aeronautics Act, with respect to any matter relating to defence
- Canadian Forces Superannuation Act
- Defence Service Pension Continuation Act
- Garnishment, Attachment and Pension Diversion Act

In addition, the Department of National Defence administers, under the general direction of the chief electoral officer, the Service Voting Rules (Schedule II to the Canada Elections Act) insofar as they relate to Canadian Forces electors and their dependants.

Administrative Arrangements

The Department of National Defence also administers regulations pursuant to the Financial Administration Act.

604-DND

AIRFIELD ZONING REGULATIONS COLD LAKE, ALBERTA

These regulations limit the height of buildings, structures and objects, including objects of natural growth, and prohibit waste disposal sites and other land uses which might attract birds to or in the vicinity of the airport.

Anticipated Impact: These regulations only affect those landowners who hold property adjacent to or in the immediate vicinity of the airport and have no impact on the general society or the economy. Preliminary briefings with local municipal authorities and with the public take place before the regulations are enacted.

Statutory Authority: Aeronautics Act (Section 4.4), S.C. 1985, c.28.

Expected Date of Publication: Winter, 1987, *Canada Gazette*, prepublication; Spring, 1988, *Canada Gazette*, publication.

Contact: Robert H. Thomson, Program Manager, Military Airfield Zoning Program, National Defence Headquarters, 101 Colonel By Drive (9 CBN), Ottawa, Ontario, K1A 0K2. Tel.: (613) 996-6528.

605-DND

AIRFIELD ZONING REGULATIONS EDMONTON (NMAO), ALBERTA

These regulations limit the height of buildings, structures and objects, including objects of natural growth, and prohibit waste disposal sites and other land uses which might attract birds to or in the vicinity of the airport.

Anticipated Impact: These regulations only affect those landowners who hold property adjacent to or in the immediate vicinity of the airport and have no impact on the general society or the economy. Preliminary briefings with local municipal authorities and with the public take place before the regulations are enacted.

Statutory Authority: Aeronautics Act (Section 4.4), S.C. 1985, c.28.

Expected Date of Publication: Winter, 1987, *Canada Gazette*, prepublication; Spring, 1988, *Canada Gazette*, publication.

Contact: Robert H. Thomson, Program Manager, Military Airfield Zoning Program, National Defence Headquarters, 101 Colonel By Drive (9 CBN), Ottawa, Ontario, K1A 0K2. Tel.: (613) 996-6528.

606-DND

AIRFIELD ZONING REGULATIONS PORTAGE LA PRAIRIE, MANITOBA

These regulations limit the height of buildings, structures and objects, including objects of natural growth, and prohibit waste disposal sites and other land uses which might attract birds to or in the vicinity of the airport.

Anticipated Impact: These regulations only affect those landowners who hold property adjacent to or in the immediate vicinity of the airport and have no impact on the general society or the economy. Preliminary briefings with local municipal authorities and with the public take place before the regulations are enacted.

Statutory Authority: Aeronautics Act (Section 4.4), S.C. 1985, c.28.

Expected Date of Publication: Spring, 1988, *Canada Gazette*, prepublication; Summer, 1988, *Canada Gazette*, prepublication.

Contact: Robert H. Thomson, Program Manager, Military Airfield Zoning Program, National Defence Headquarters,

101 Colonel By Drive (9 CBN), Ottawa, Ontario,
K1A 0K2. Tel.: (613) 996-6528.

607-DND

AIRFIELD ZONING REGULATIONS TRENTON, ONTARIO

These regulations limit the height of buildings, structures and objects, including objects of natural growth, and prohibit waste disposal sites and other land uses which might attract birds to or in the vicinity of the airport.

Anticipated Impact: These regulations only affect those landowners who hold property adjacent to or in the immediate vicinity of the airport and have no impact on the general society or the economy. Preliminary briefings with local municipal authorities and with the public take place before the regulations are enacted.

Statutory Authority: Aeronautics Act (Section 4.4), S.C. 1985, c.28.

Expected Date of Publication: Spring, 1988, *Canada Gazette*, prepublication; Summer, 1988, *Canada Gazette*, publication.

Contact: Robert H. Thomson, Program Manager, Military Airfield Zoning Program, National Defence Headquarters, 101 Colonel By Drive (9 CBN), Ottawa, Ontario, K1A 0K2. Tel.: (613) 996-6528.

608-DND

AIRFIELD ZONING REGULATIONS BAGOTVILLE, QUEBEC

These regulations limit the height of buildings, structures and objects, including objects of natural growth, and prohibit waste disposal sites and other land uses which might attract birds to or in the vicinity of the airport.

Anticipated Impact: These regulations only affect those landowners who hold property adjacent to or in the immediate vicinity of the airport and have no impact on the general society or the economy. Preliminary briefings with local municipal authorities and with the public take place before the regulations are enacted.

Statutory Authority: Aeronautics Act (Section 4.4), S.C. 1985, c.28.

Expected Date of Publication: Summer, 1988, *Canada Gazette*, prepublication; Fall, 1988, *Canada Gazette* publication.

Contact: Robert H. Thomson, Program Manager, Military Airfield Zoning Program, National Defence Headquarters, 101 Colonel By Drive (9 CBN), Ottawa, Ontario, K1A 0K2. Tel.: (613) 996-6528.

609-DND

AIRFIELD ZONING REGULATIONS GREENWOOD, NOVA SCOTIA

These regulations limit the height of buildings, structures and objects, including objects of natural growth, and prohibit waste disposal sites and other land uses which might attract birds to or in the vicinity of the airport.

Anticipated Impact: These regulations only affect those landowners who hold property adjacent to or in the immediate vicinity of the airport and have no impact on the general society or the economy. Preliminary briefings with local municipal authorities and with the public take place before the regulations are enacted.

Statutory Authority: Aeronautics Act (Section 4.4), S.C. 1985, c.28.

Expected Date of Publication: Fall, 1988, *Canada Gazette* prepublication, Winter, 1988, *Canada Gazette* publication.

Contact: Robert H. Thomson, Program Manager, Military Airfield Zoning Program, National Defence Headquarters, 101 Colonel By Drive (9 CBN), Ottawa, Ontario, K1A 0K2. Tel.: (613) 996-6528.

610-DND

AIRFIELD ZONING REGULATIONS COMOX, BRITISH COLUMBIA

These regulations limit the height of buildings, structures and objects, including objects of natural growth, and prohibit waste disposal sites and other land uses which might attract birds to or in the vicinity of the airport.

Anticipated Impact: These regulations only affect those landowners who hold property adjacent to or in the immediate vicinity of the airport and have no impact on the general society or the economy. Preliminary briefings with local municipal authorities and with the public take place before the regulations are enacted.

Statutory Authority: Aeronautics Act (Section 4.4), S.C. 1985, c.28.

Expected Date of Publication: Fall, 1988, *Canada Gazette* prepublication; Winter, 1988, *Canada Gazette* publication.

Contact: Robert H. Thomson, Program Manager, Military Airfield Zoning Program, National Defence Headquarters, 101 Colonel By Drive (9 CBN), Ottawa, Ontario, K1A 0K2. Tel.: (613) 996-6528.

611-DND**PROVISION OF SERVICES AND USE OF FACILITIES TO NON-DEFENCE AGENCIES**

Order in Council P.C. 1973-3/442 of 27 February 1973, as amended, provides authority for the Minister of National Defence to impose fees and charges for the provision of services and use of facilities to non defence agencies. The Standing Joint Committee of the Senate and House of Commons on Regulations and other Statutory Instruments requires that the order in council and the ministerial order be published in the *Canada Gazette* and Section 13(b) of the Financial Administration Act requires recovery of cost in lieu of commercial rates as currently authorized. We are seeking exemption from publishing the ministerial order and when that is accomplished a submission will be made to revoke Order in Council P.C. 1973-3/442 and replace it with one that conforms with the committee recommendations.

Anticipated Impact: The elimination of authority to charge commercial rates will result in a minor reduction in revenue.

Statutory Authority: Financial Administration Act.

Expected Date of Publication: It is anticipated that exemption from publishing the ministerial order will be obtained by August 1988 and the present order in council replaced by December 1988.

Contact: Margaret Betts, Director, Financial Authorities and Policy Analysis, 7 North Tower, National Defence Headquarters, Ottawa, Ontario, K1A 0K2. Tel.: (613) 996-8630.

OFFICE OF THE SUPERINTENDENT OF FINANCIAL INSTITUTIONS

SURPLUS STANDARDS REGULATIONS: CANADIAN, BRITISH AND FOREIGN COMPANIES	612-OSFI
REAL ESTATE APPRAISAL REGULATIONS: LOAN COMPANIES, TRUST COMPANIES, CANADIAN INSURANCE COMPANIES, BRITISH INSURANCE COMPANIES, FOREIGN INSURANCE COMPANIES	613-OSFI
INVESTMENTS IN SECURITIES CORPORATIONS REGULATIONS: BANKS, CANADIAN INSURANCE COMPANIES, LOAN COMPANIES, TRUST COMPANIES, COOPERATIVE CREDIT SOCIETIES	614-OSFI
SECURITIES DEALINGS (FINANCIAL INSTITUTIONS) REGULATIONS	615-OSFI
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Roles and Responsibilities

The Office of the Superintendent of Financial Institutions was established on July 2, 1987, by the amalgamation of the Department of Insurance and the Office of the Inspector General of Banks. The office is responsible for supervising all federally registered or licensed financial institutions and employer-sponsored pension plans relative to employment under federal jurisdiction.

In addition, the office is responsible for the provision of actuarial advice to other departments and performs extensive actuarial services in the valuation of government pension and insurance programs.

The Office of the Superintendent of Financial Institutions Act provides that the office is responsible for the administration of the legislation respecting banks and federally registered or licensed insurance, trust, loan and investment companies and cooperative credit societies. The deputy head of the office is the Superintendent of Financial Institutions and the responsible minister is the Minister of Finance.

The objective of the Office is to maintain public confidence in the Canadian financial system and to protect the interests of depositors, policyholders, investors, creditors and pension plan members through a comprehensive supervisory framework which seeks to ensure that each supervised financial institution or pension plan is able to meet all of its obligations as they fall due.

Legislative Mandate

Bank Act
Quebec Savings Banks Act
Canadian and British Insurance Companies Act
Foreign Insurance Companies Act
Loan Companies Act
Trust Companies Act
Cooperative Credit Associations Act
Investment Companies Act
Pension Benefits Standards Act, 1985 Civil Service Insurance Act
Excise Tax Act - Part I

612-OSFI

SURPLUS STANDARDS REGULATIONS: CANADIAN, BRITISH AND FOREIGN COMPANIES

The proposed regulations will specify the rules to be followed in determining the minimum margin of assets over liabilities that Canadian, British and foreign insurance companies must maintain with respect to their life insurance and accident and sickness business in order to comply with the provisions of the federal insurance legislation. The proposed regulations will also specify rules

relating to the liquidity of the assets required to be maintained.

Anticipated Impact: The proposed regulations will require each Canadian, British and foreign life insurance company transacting business in Canada to calculate its required minimum margin of assets over liabilities in accordance with a detailed mathematical formula developed in conjunction with the Canadian Life and Health Insurance Association. The regulations will also prescribe the forms and amounts of liquidity to be maintained by such companies. Compliance with the minimum asset and liquidity requirements will be necessary for a life insurance company to continue to carry on insurance business in Canada and will likely also be a requirement for membership in the new compensation corporation that the life insurance industry intends to establish to protect policyholders in the event of a life insurance company failure. These new requirements should help to ensure that life insurance companies maintain satisfactory financial conditions and thus are able to meet their obligations to policyholders.

Statutory Authority: Canadian and British Insurance Companies Act, R.S.C. 1970, c. I.15, s.s. 82.3(1), paragraphs 103(1)(a) and (c), s.s. 127(2) and paragraphs 128(1)(a) and (d); Foreign Insurance Companies Act, R.S.C. 1970, c. I.16, s.s. 12(2) and paragraphs 14(1)(a) and (d).

Expected Date of Publication: March, 1988.

Contact: D.A. McIsaac, Director, Life Insurance Division, Office of the Superintendent of Financial Institutions, Ottawa, Ontario, K1A 0H2. Tel.: (613) 990-2112.

613-OSFI

REAL ESTATE APPRAISAL REGULATIONS: LOAN COMPANIES, TRUST COMPANIES, CANADIAN INSURANCE COMPANIES, BRITISH INSURANCE COMPANIES, FOREIGN INSURANCE COMPANIES

These proposed regulations are necessary to specify the manner in which the appraisal of real estate-related investments of a federally regulated loan, trust or insurance company must be conducted under circumstances where such appraisals are required or procured by the Superintendent of Financial Institutions pursuant to the relevant statutory authority. The regulations would set out the standards that such appraisals must meet and establish criteria respecting the qualifications and independence of appraisers who are appointed to carry out these appraisals.

Anticipated Impact: The proposed regulations would apply only on those occasions, expected to be infrequent, when the Superintendent of Financial Institutions believes that a real estate-related investment held by a federally regulated loan, trust or insurance company is overvalued and he exercises his authority under the relevant legislation to require an independent appraisal of

the investment. The regulations will ensure that such appraisals are conducted in accordance with prescribed standards by qualified real estate appraisers. The qualifications proposed for the appraisers who are appointed to carry out these appraisals should ensure that they have adequate skills, training and experience and are free from conflicts of interest. The regulations will help the superintendent in ensuring the solvency of federally regulated loan, trust and insurance companies and will thereby provide an additional measure of safety for the depositors and policyholders of such companies.

Statutory Authority: Loan Companies Act, R.S.C. 1970, c. L.12, paragraph 75(4)(a); Trust Companies Act, R.S.C. 1970, c. T.16, paragraph 78(4)(a); Canadian and British Insurance Companies Act, R.S.C. 1970, c. I.15, paragraph 75(4)(a) and s.s. 138(1); Foreign Insurance Companies Act, R.S.C. 1970, c. I-16, paragraph 32(5)(a).

Expected Date of Publication: February, 1988.

Contact: Mervin P. Hanniman, Director, Legislative Planning, Office of the Superintendent of Financial Institutions, Ottawa, Ontario, K1A 0H2. Tel.: (613) 990-2188.

614-OSFI

INVESTMENTS IN SECURITIES CORPORATIONS REGULATIONS: BANKS, CANADIAN INSURANCE COMPANIES, LOAN COMPANIES, TRUST COMPANIES, COOPERATIVE CREDIT SOCIETIES

The proposed regulations will set out the terms and conditions under which banks and federally incorporated trust, loan and insurance companies and cooperative credit societies are permitted to own more than 10% of the shares of any class of a Canadian securities corporation or of a Canadian corporation that holds directly or indirectly any shares of such a corporation. The terms and conditions are likely to be substantially similar to those terms and conditions set out in Guidelines prepared by the Office of the Superintendent of Financial Institutions and dated August 20, 1987, a copy of which was forwarded at that time to each federally regulated financial institution.

Anticipated Impact: The proposed regulations will apply to banks and federally incorporated trust, loan and insurance companies and cooperative credit societies that wish to hold more than 10% of the shares of a Canadian securities corporation or of a Canadian corporation that holds shares of such a corporation. The regulations will likely require the filing of information with the Superintendent of Financial Institutions relating to the securities corporation and to the financial institution's investment therein, together with an undertaking relating to certain aspects of the securities corporation's operations. The regulations will also likely establish rules governing the valuation of the investment for statutory purposes. The regulations should help the Superintendent in regu-

lating the investments of regulated financial institutions in corporations dealing in securities. This in turn should provide an additional measure of safety for the depositors and policyholders of such institutions.

Statutory Authority: Bank Act, S.C. 1980.81.82.83, c. 40, s.s. 193(7); Canadian and British Insurance Companies Act, R.S.C. 1970, c. I.15, s.s. 65.1(2); Loan Companies Act, R.S.C. 1970, c. L.12, s.s. 60.21(2); Trust Companies Act, R.S.C. 1970, c. T.16, s.s. 68.21(2); Cooperative Credit Associations Act, R.S.C. 1970, c. C.29, s.s. 8.21(2).

Expected Date of Publication: March, 1988.

Contact: Mervin P. Hanniman, Director, Legislative Planning, Office of the Superintendent of Financial Institutions, Ottawa, Ontario, K1A 0H2. Tel.: (613) 990-2188.

615-OSFI

SECURITIES DEALINGS (FINANCIAL INSTITUTIONS) REGULATIONS

These proposed regulations are necessary to permit the Superintendent of Financial Institutions to impose rules and procedures on federally regulated financial institutions with respect to the in-house securities activities they are permitted under applicable legislation. It is likely that such rules will parallel those applicable under provincial securities laws to securities corporations or provincially regulated financial institutions carrying on comparable securities activities.

Anticipated Impact: The regulations will apply to banks and to federally regulated loan, trust and insurance companies and cooperative credit societies that engage in securities-related activities. As a result of an agreement between the federal and Ontario governments, federally regulated financial institutions will be able to carry on directly and without being required to register with the Ontario Securities Commission certain securities-related activities permitted under applicable federal legislation. These activities may include all money-market activities, all activities relating to debt instruments of the financial institution; all activities related to debt instruments issued by governments; portfolio management and investment counselling activities; trades for fully managed accounts; and dealings in mutual fund shares or units in relation to corporate sponsored accounts for pension plans, deferred profit-sharing plans, retirement plans and other similar accumulation plans.

As part of the agreement with Ontario, the federal government accepted responsibility for the regulation of these permitted in-house securities activities of federally regulated financial institutions. The imposition of rules and procedures governing such activities will enable the superintendent to fulfil this responsibility.

Statutory Authority: Office of the Superintendent of Financial Institutions Act, S.C. 1987, c. 23, s.s. 6(3).

Expected Date of Publication: Spring, 1988.

Contact: Mervin P. Hanniman, Director, Legislative Planning, Office of the Superintendent of Financial Institutions, Ottawa, Ontario, K1A 0H2. Tel.: (613) 990-2188.

616-OSFI

REGULATIONS ARISING FROM THE GOVERNMENT'S NEW DIRECTIONS FOR THE FINANCIAL SECTOR

On December 18, 1986, the Minister of State (Finance) tabled in Parliament the government's policy paper on financial sector reform. The paper, "New Directions for the Financial Sector", sets out the framework proposed for the structure and regulation of federally regulated financial institutions. The implementation of the policy will involve extensive changes to the existing legislation governing federally regulated financial institutions, particularly the legislation applicable to insurance, trust and loan companies. It will also require new regulations relating to a broad range of issues, including: expanded institutional powers and revised investment rules; rules governing ownership and financial/commercial linkages; related party transactions and conflicts of interest; corporate governance and auditing. The new policy will provide a more standardized regulatory environment for the different types of federally regulated financial institutions and will modernize the legislative and regulatory regime under which they carry on business.

Anticipated Impact: A principal impact of the legislation and regulations emanating from the policy paper will be to enhance competition in financial services and increase consumer convenience by expanding the range of services that institutions are allowed to provide, directly or through a subsidiary. The new ownership rules will limit the spread of financial/commercial links and prevent concentration in the financial services industry. Protection of depositors, insurance policyholders and shareholders will be enhanced through the updating of rules governing corporate governance, auditing, related party transactions and conflicts of interest. Transitional provisions will prevent adverse impacts of a retroactive nature.

Statutory Authority: The proposed regulations will be authorized by enabling legislation, expected within the coming year based on the policy statement in the "New Directions for the Financial Sector" paper.

Expected Date of Publication: Summer, 1988.

Contact: Mervin P. Hanniman, Director, Legislative Planning, Office of the Superintendent of Financial Institutions, Ottawa, Ontario, K1A 0H2. Tel.: (613) 990-2188.

617-OSFI

MISCELLANEOUS MINISTERIAL AND OTHER ORDERS

Authority to issue a number of permissions and exemptions to banks and foreign banks by ministerial order and order in council is established in the Bank Act. It is anticipated that a number of such orders will be issued in 1988 upon the application of banks and foreign banks. The majority of orders will likely be made pursuant to subsection 174(6) and section 193 of the Bank Act, although orders may be made pursuant to other sections. The exact number of orders that may be issued is not determinable.

Anticipated Impact: The permissions and exemptions accorded to banks are part of an ongoing process of routine supervisory control. The anticipated impact on the economy or society is ancillary to the primary impact on the banks and is not considered to be of material significance to the general public.

Statutory Authority: Bank Act, S.C. 1980.81.82.83, c. 40, ss. 174(6) and s. 193.

Expected Date of Publication: Part I, *Canada Gazette*, 1988.

Contact: Mr. Andre Brossard, Director, Compliance Division, Office of the Superintendent of Financial Institutions, Ottawa, Ontario, K1A 0G5. Tel.: (613) 995-3521.

618-OSFI

MISCELLANEOUS AMENDMENTS TO REGULATIONS

The Office of the Superintendent of Financial Institutions is responsible for the administration of the following Acts: Bank Act; Quebec Savings Banks Act; Canadian and British Insurance Companies Act; Foreign Insurance Companies Act; Trust Companies Act; Loan Companies Act; Cooperative Credit Associations Act; Investment Companies Act; Pension Benefits Standards Act, 1985; Civil Service Insurance Act; Excise Tax Act. Part I.

The Governor in Council has from time to time made a number of regulations pursuant to authority contained in those statutes, particularly those relating to financial institutions. These regulations deal primarily with matters pertaining to the supervision of the financial institutions. It is possible that during 1988 minor and insignificant changes to some of these regulations will be necessary (a) to clarify their intent and purpose, (b) to correct ambiguities or discrepancies or (c) to delete obsolete provisions. The nature and number of these changes cannot be predicted.

Anticipated Impact: The amendments that may be necessary will have no material impact on regulated financial institutions or the general public, due to their minor and insignificant nature.

Statutory Authority: The acts listed above.

Contact: Mervin P. Hanniman, Director, Legislative Planning, Office of the Superintendent of Financial Institutions, Ottawa, Ontario, K1A 0H2. Tel.: (613) 990-2188.

PUBLIC WORKS CANADA

AMENDMENTS OF THE REGULATIONS FOR DRY DOCKS: LAUZON, QUEBEC; SELKIRK, MANITOBA; ESQUIMALT, BRITISH COLUMBIA	619-PWC
AMENDMENTS OF THE ST. ANDREWS LOCK REGULATIONS	620-PWC

Roles and Responsibilities

The mission of Public Works Canada is to attend to the government's general purpose and shared-use real property needs; and to offer expert advice and services in the provision, management, operation and disposal of federal real property on a business basis to government departments, institutions, agencies and Crown corporations; while contributing to the achievement of the government's social, economic and environmental objectives.

The department's primary role is that of a common service organization in the provision of accommodation and other realty services to clients within the requirements of legislation, policies and directives of the Treasury Board of Canada or other appropriate authorities, to achieve certain standards of prudence and probity and to conform to the socio-economic decisions of government. The Minister of Public Works Canada is responsible for the Canada Mortgage and Housing Corporation and the National Capital Commission.

Legislative Mandate

Public Works Act
Bridges Act
Dry Dock Subsidies Act
Government Harbours and Piers Act
Government Property Traffic Act
Government Works Tolls Act
Kingsmere Park Act
Laurier House Act
Municipal Grants Act
Official Residences Act
Ottawa River Act
Trans-Canada Highway Act
Defence Production Act

Administrative Arrangements

Expropriation Act
Surplus Crown Assets Act
Public Lands Grants Act
Public Works Health Act

the same time, reworking the rates for 1988. Changes to the regulations reflect regional requirements for effective management of the facilities while being sensitive to industry requirements of the individual facilities and the ship repair/shipbuilding industries of each region.

Anticipated Impact: The industry has been advised that the rates are to be reviewed and amended annually in order for the federal government to recover operating costs. An increase in rates will always create some concern amongst users. The standardization of dry dock regulations is expected to have a minimal impact on users.

Statutory Authority: Public Works Act, Sections 24 and 28.

Expected Date of Publication: It is anticipated that these amendments will be prepublished during the fall of 1988.

Contact: Mr. Denis Lajoie, Chief, Marine and Land Transportation Programs, Accommodation Branch, Public Works Canada, Sir Charles Tupper Building, Ottawa, Ontario, K1A 0M2. Tel.: (613) 998-9736.

620-PWC

AMENDMENTS OF THE ST. ANDREWS LOCK REGULATIONS

The Department of Public Works owns and operates the St. Andrews lock and dam at Lockport, Manitoba. The department is reviewing the regulations and proposing changes to meet modern standards for lock operations.

Anticipated Impact: The review of the lock regulations is expected to have minimal impact on the users of the lock.

Statutory Authority: Public Works Act, Section 28.

Expected Date of Publication: It is anticipated that the amended regulations will be prepublished during the summer of 1988.

Contact: Mr. Denis Lajoie, Chief, Marine and Land Transportation Programs, Accommodation Branch, Public Works Canada, Sir Charles Tupper Building, Ottawa, Ontario, K1A 0M2. Tel.: (613) 998-9736.

619-PWC

AMENDMENTS OF THE REGULATIONS FOR DRY DOCKS: LAUZON, QUEBEC; SELKIRK, MANITOBA; ESQUIMALT, BRITISH COLUMBIA

The Department of Public Works owns and operates dry dock facilities at Lauzon, Quebec; Selkirk, Manitoba; and Esquimalt, British Columbia. The department was directed by Cabinet on 26 June 1986 to recover operating costs to the dry docks by increasing rates. The department is reviewing and revising the regulations and, at

REVENUE CANADA, CUSTOMS AND EXCISE

AMENDMENT TO BREWERY REGULATIONS	621-RC:CE
AMENDMENT TO DELEGATION OF POWERS REGULATIONS	622-RC:CE
MOTOR VEHICLES EXPORTED (EXCISE) DRAWBACK REGULATIONS	623-RC:CE
OFFSHORE AREA GENERAL SALES TAX REGULATIONS ...	624-RC:CE
AMENDMENT TO ACCOUNTING FOR IMPORTED GOODS AND PAYMENT OF DUTY REGULATIONS	625-RC:CE
ASCERTAINMENT OF ALCOHOLIC CONTENT OF UNOBSURED WINES, SPIRITS AND ALCOHOLIC LIQUORS REGULATIONS	626-RC:CE
ASCERTAINMENT OF ALCOHOLIC CONTENT OF OBSURED WINES, SPIRITS AND ALCOHOLIC LIQUORS REGULATIONS	627-RC:CE
ACCOUNTING FOR IMPORTED GOODS AND PAYMENT OF DUTIES REGULATIONS	628-RC:CE
AMENDMENT TO IMPORTERS' RECORDS REGULATIONS	629-RC:CE
OFFICERS AUTHORIZED TO EXERCISE POWERS OR PERFORM DUTIES OF THE MINISTER OF NATIONAL REVENUE REGULATIONS	630-RC:CE
ORDERS EXEMPTING USED VEHICLES FROM CERTAIN PROVISIONS OF THE CUSTOMS TARIFF	631-RC:CE

AMENDMENT TO RE-IMPORTATION OF GOODS REGULATIONS	632-RC:CE
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Roles and Responsibilities

The responsibilities of the Department of National Revenue, Customs and Excise, can be simply stated: to control, for the protection of Canadian industry and society, the movement of people and goods entering or leaving Canada; to protect Canadian industry from real or potential injury caused by the actual or contemplated importation of dumped or subsidized goods, as well as by other forms of unfair foreign competition; and to ensure that all duties, taxes and other relevant charges and levies are assessed, collected and, where appropriate, refunded.

Canada is the only major country which divides responsibility for the imposition and collection of taxes. The Department of Finance sets taxes and tariffs (with Parliament's approval), and National Revenue collects them. It follows that there is a very close working relationship between Finance and National Revenue. The Department of National Revenue Act provides for one department under one minister, but for two deputy ministers, one for Taxation (income taxes, etc.), and the other for Customs and Excise.

Customs is primarily concerned with processing and assessing people, goods and conveyances entering into customs control and permitting only those qualified to proceed into or exit from Canada. All imported goods are assessed and revenues owed to the government are collected. Other responsibilities include the post-importation review of customs transactions, the reviewing, approving and refunding of all qualifying claims for drawbacks, refunds and remissions, promotion of compliance with the legislation and the investigation and resolution of non-compliance. The department also issues preliminary opinions, administrative policies and guidelines relating to value for duty, tariff classification and relief, seizure actions and suspected injurious dumping and subsidization in order to advise the public of those matters by which it may be affected. Appeals from decisions made under the Customs Act with respect to tariff classification and value for duty are dealt with by the department in accordance with the procedures set out in the legislation.

Excise identifies and licenses eligible taxpayers, mainly as manufacturers and wholesalers. Claims for refunds of sales and excise taxes are processed and any overpayments or underpayments of taxes imposed by the excise legislation are detected and corrected through the selective audit of licensed taxpayers and special investigations. Appeals of decisions made under the Excise Tax Act with respect to classification, tax status or valuation are dealt with by the department in accordance with procedures set out in the legislation.

Legislative Mandate

There are primarily eight Acts of Parliament relating to or administered by Customs and Excise:

Customs Act

Customs and Excise Offshore Application Act

Customs Tariff

Excise Act

Excise Tax Act

Department of National Revenue Act

Softwood Lumber Products Export Charge Act

Special Import Measures Act

Administrative Arrangements

Customs and Excise is also concerned with 69 other Acts of Parliament prohibiting, controlling or otherwise regulating the international movement of people and the importation or exportation of goods. This legislation comes under the authority of other federal departments and agencies, but Customs and Excise is involved in the administration and enforcement of at least parts of these acts.

621-RC:CE

AMENDMENT TO BREWERY REGULATIONS

Currently tobacco and spirits, other than beer, are sold free of duty and excise taxes through duty free shops only to accredited representatives of other countries. These amendments to the regulations will provide a brewer the authority to sell beer, on a basis equal to that of spirits and tobacco, to representatives of those countries that offer reciprocal arrangements. It is expected that these regulations will come into effect in the fall of 1988.

Anticipated Impact: The amendments will ensure equal treatment of the sale and/or distribution of beer, spirits and tobacco. Because of the low excise duty imposed on beer, relative to spirits and tobacco, and the relatively low volume of beer that is expected to be sold in duty free shops, it is anticipated that the amendment will have a minimal revenue impact.

Statutory Authority: Excise Act, R.S.C. 1970, c. E-12, as amended, s. 175.

Expected Date of Publication: Canada Gazette, Part I: Summer, 1988.

Contact: Alan Ross, Excise Research Auditor, Policy and Legislation, Department of National Revenue, Customs and Excise, 4th Floor, Connaught Building, MacKenzie Avenue, Ottawa, Ontario, K1A 0L5. Tel.: (613) 954-7926.

622-RC:CE

AMENDMENT TO DELEGATION OF POWERS REGULATIONS

Ministerial powers and functions are now delegated by regulation to specifically named individuals. The regula-

tions will be amended to delegate such powers by position title, thereby avoiding the necessity for subsequent amendments due to changes in staff. These amendments are expected to come into effect late in the fall of 1988.

Anticipated Impact: The proposed regulations will not have any foreseeable impact.

Statutory Authority: Excise Tax Act, R.S.C. 1970, c. E-13, as amended, s. 35(2).

Expected Date of Publication: *Canada Gazette*, Part II: Fall, 1988.

Contact: Helen Banulescu, Excise Research Officer, Policy and Legislation, Department of National Revenue, Customs and Excise, 4th Floor, Connaught Building, MacKenzie Avenue, Ottawa, Ontario, K1A 0L5. Tel.: (613) 954-7926.

623-RC:CE

MOTOR VEHICLES EXPORTED (EXCISE) DRAWBACK REGULATIONS

A recent amendment to the Excise Tax Act authorizes the creation of regulations governing drawback of taxes imposed by Parts III, IV or V of the Act if the vehicles are exported from Canada. Previously, the jurisdiction for this authority was split between the former Customs Act and the Excise Act. The regulations to be made under the Excise Tax Act will prescribe those conditions that must be met before a taxpayer, who has purchased a motor vehicle in Canada and then exported it, will qualify for a drawback of the taxes paid. The regulations are expected to come into effect in the fall of 1988.

Anticipated Impact: The regulations will merely reflect the current practice in establishing under one Act the conditions under which a drawback of excise and sales taxes on exported motor vehicles will be paid. Therefore, the anticipated impact is minimal.

Statutory Authority: Excise Tax Act, R.S.C. 1970 c. E-13, as amended, s. 46(1)(a).

Expected Date of Publication: *Canada Gazette*, Part I: April, 1988.

Contact: Don Dawson, Excise Research Officer, Policy and Legislation, Department of National Revenue, Customs and Excise, 4th Floor, Connaught Building, MacKenzie Avenue, Ottawa, Ontario, K1A 0L5. Tel.: (613) 954-7926.

624-RC:CE

OFFSHORE AREA GENERAL SALES TAX REGULATIONS

The Nova Scotia offshore retail sales tax is imposed by the Nova Scotia Offshore Retail Sales Tax Act (as Part II of the Canada-Nova Scotia Oil and Gas Agreement Act) on goods and services used in oil and gas exploration, flowing from the Canada-Nova Scotia Agreement on Offshore Oil and Gas Resource Management and Revenue Sharing. The Act came into force on June 22, 1984. Its application is limited to within the offshore area of Nova Scotia as defined under the Act.

The tax is in the form of a retail sales tax and will be administered, by way of delegation, by the Nova Scotia Ministry of Finance. Its application, in the offshore area, parallels the existing retail sales tax levied and collected in Nova Scotia by the provincial government under its Health Services Tax Act.

These regulations will provide the framework for the administration of the Act by the province in respect of the use of purchaser exemption certificates, the making of returns and the maintenance of records and books of account for the remittance of the tax. It is expected that they will come into effect in early 1989.

Anticipated Impact: The impact of the regulations is minimal and directly affects only those persons involved in the offshore oil and gas activity off the coast of Nova Scotia and those persons within the province of Nova Scotia who sell to these persons. The regulations are administrative in nature and should not significantly increase the accounting and procedural functions of the persons involved. Because the amount of offshore exploration has declined, the revenue impact will be minimal.

Statutory Authority: Nova Scotia Offshore Retail Sales Tax Act, S.C. 1984, c. 29, s. 58(1)(c).

Expected Date of Publication: *Canada Gazette*, Part I: Fall, 1988.

Contact: Alan Ross, Excise Research Auditor, Policy and Legislation, Department of National Revenue, Customs and Excise, 4th Floor, Connaught Building, MacKenzie Avenue, Ottawa, Ontario, K1A 0L5. Tel.: (613) 954-7926.

625-RC:CE

AMENDMENT TO ACCOUNTING FOR IMPORTED GOODS AND PAYMENT OF DUTY REGULATIONS

First, the regulations currently require that goods be accounted for in writing in the prescribed form, accompanied by certain other documentation. A change in the regulations is required to exempt from accounting certain Canadian goods returned which accompany the traveller and are identifiable by a serial number. These amend-

ments are expected to come into effect in the fall of 1988. Second, the regulations now specify that goods be accounted for, in final, within five or ten days of the interim accounting, depending on whether they are perishable goods or other goods. The department is considering standardizing the time limit for the final accounting of imported goods to five days.

Anticipated Impact: Exemption: This amendment will be viewed positively by the importing community as it will relieve a requirement, thereby facilitating the re-importation of qualifying goods. Standardized Period for Final Accounting: Prior to proceeding with this amendment, the department will be finalizing consultations with the Canadian Association of Customs Brokers and with the importers affected (i.e. those who now have 10 days to confirm importations of perishable goods), and will analyze any costs which may accrue to them.

Statutory Authority: Customs Act, S.C. 1986, c. 1, as amended, s. 32.

Expected Date of Publication: Notice of the exemption amendment will be published in *Canada Gazette*, Part I: June, 1988. The amendment to standardize the period for final accounting will be published in *Canada Gazette*, Part I: Winter, 1988.

Contact: Exemption: Mr. Fred Light, Director, Entry, Postal and Appraisal Division, Department of National Revenue, Customs and Excise, 5th Floor, Connaught Building, MacKenzie Avenue, Ottawa, Ontario, K1A 0L5. Tel.: (613) 954-7130.

Standardized Period for Final Accounting: A.J. Villeneuve, Director, Design and Development (Program), Customs Commercial System Task Force, Department of National Revenue, Customs and Excise, 15th Floor, 191 Laurier Avenue West, Ottawa, Ontario, K1A 0L5. Tel.: (613) 954-6338.

626-RC:CE

ASCERTAINMENT OF ALCOHOLIC CONTENT OF UNOBSURED WINES, SPIRITS AND ALCOHOLIC LIQUORS REGULATIONS

Under the Customs Act, the minister has the authority to prescribe the procedures to be followed when measuring the alcoholic content of imported wines, spirits or alcoholic liquors. These new regulations will set forth the manner for ascertaining the volume and strength of absolute ethyl alcohol in unobsured wines, spirits and alcoholic liquors capable of being measured by hydrometry. It is expected that the regulations will come into effect by April, 1988.

Anticipated Impact: These regulations reflect the current departmental practice relative to the ascertainment of alcoholic content of unobsured wines, spirits and alcoholic liquors. There is no anticipated impact on the operations of the department, industry or the public.

Statutory Authority: Customs Act, S.C. 1986, c. 1, as amended, s. 164(1)(g).

Expected Date of Publication: *Canada Gazette*, Part I: January 1, 1988.

Contact: Stan Morris, Manager, Animal and Vegetable Products, Tariff Programs, Department of National Revenue, Customs and Excise, 6th Floor, Connaught Building, MacKenzie Avenue, Ottawa, Ontario, K1A 0L5. Tel.: (613) 954-6913.

627-RC:CE

ASCERTAINMENT OF ALCOHOLIC CONTENT OF OBSCURED WINES, SPIRITS AND ALCOHOLIC LIQUORS REGULATIONS

Under the Customs Act, the minister has the authority to prescribe the procedures to be followed when measuring the alcoholic content of imported wines, spirits or alcoholic liquors. These new regulations will set forth the manner for ascertaining the volume and strength of absolute ethyl alcohol in obscured wines, spirits and alcoholic liquors capable of being measured by use of pycnometry, distillation or dissolved solids content. It is expected that the regulations will come into effect by the end of 1988.

Anticipated Impact: These regulations reflect the current departmental practice relative to the ascertainment of alcoholic content of obscured wines, spirits and alcoholic liquors. There is no anticipated impact on the operations of the department, industry or the public.

Statutory Authority: Customs Act, S.C. 1986, c. 1, as amended, s. 164(1)(g).

Expected Date of Publication: *Canada Gazette*, Part I: July, 1988.

Contact: Stan Morris, Manager, Animal and Vegetable Products, Tariff Programs, Department of National Revenue, Customs and Excise, 6th Floor, Connaught Building, MacKenzie Avenue, Ottawa, Ontario, K1A 0L5. Tel.: (613) 954-6913.

628-RC:CE

ACCOUNTING FOR IMPORTED GOODS AND PAYMENT OF DUTIES REGULATIONS

Customs Brokers Licensing Regulations; Customs Bonded Warehouses Regulations; Customs Sufferance Warehouses Regulations; Duty Free Shop Regulations; Special Services Regulations; Transportation of Goods Regulations; Articles for Special Use Regulations; Display Goods Temporary Importation Regulations; Commercial Samples Remission Order; Foreign Organizations Remission Order. The planned amendments to these

regulations have three different objectives. First, Section 166 of the Customs Act contains the authority to make regulations prescribing the amount or authorizing the minister to determine the amount of security required under the Act or regulations. The Act does not provide any exemption from the requirement to post security. It is the department's position that it is unnecessary to require a department of the Government, Her Majesty in right of Canada, or Her Majesty in right of a province to post security. Similarly, federal departmental corporations and those federal and provincial Crown corporations wholly owned by their governments and not operating in competition with the private sector should not be required to post security. The department will seek Cabinet's approval to amend the Act to exempt these entities from the requirement to post security. Should the required legislation be passed, the regulations would be amended accordingly.

Second, the regulations permit the department to accept bonds as security from only those institutions listed in Schedule A or B to the Bank Act. The department wishes to expand the regulations to allow acceptance of bonds from credit unions, trust companies and certain other financial institutions.

Finally, different bond formats are used for various customs requirements. The department is evaluating the feasibility of consolidating the bonds into one general purpose bond. This initiative will require the consolidation of the relevant provisions of these regulations into one regulation.

It is hoped these amendments will become effective by the end of 1988.

Anticipated Impact: Exemption: The amendment would eliminate those situations in which the Crown secures the Crown. Financial Institutions: This amendment will be viewed positively by those financial institutions currently excluded by the regulations. Despite the increase in the number of institutions from which surety bonds could be accepted, the risk of default by any of the newly qualifying financial institutions would be no greater than that of the current situation. Moreover, the amendment would render the regulations consistent with the recent change to the Government Contract Regulations with respect to the definition of "approved financial institution." Bond Format: This amendment will reduce the administrative paper burden on the importing community and bonding companies.

Statutory Authority: Customs Act, S.C. 1986, c. 1, as amended, various sections; Customs Tariff (A new Customs Tariff Act is expected to come into force in 1988; the enabling sections are currently unknown); Financial Administration Act, R.S.C. 1970, c. F-10, as amended, various sections.

Expected Date of Publication: Exemption: *Canada Gazette*, Part I: fall, 1988. Financial Institutions: *Canada Gazette*, Part I: spring, 1988. Bond Format: *Canada Gazette*, Part I: fall, 1988.

Contact: Exemption and Financial Institution: Mr. J.K. Kerr, Director, Finance Directorate, Department of National Revenue, Customs and Excise, 13th Floor, 191 Laurier Avenue West, Ottawa, Ontario, K1A 0L5. Tel.: (613) 954-6400. Bond Format: Mr. Fred Light, Director, Entry, Postal and Appraisal Division, Department of National Revenue, Customs and Excise, 5th Floor, Connaught Building, MacKenzie Avenue, Ottawa, Ontario, K1A 0L5. Tel.: (613) 954-7130.

629-RC:CE

AMENDMENT TO IMPORTERS' RECORDS REGULATIONS

The Customs Act requires importers to maintain records in Canada. Representations were made to the department on behalf of non-resident importers and multinational corporations to allow maintenance of records outside Canada. In light of these representations and the practices of both Taxation and Excise, the department will seek Cabinet's approval to amend subsection 40(1) of the Customs Act. If approval is granted, the regulations will be amended to permit the maintenance of records outside Canada if certain conditions are met.

Anticipated Impact: This amendment will be viewed positively by the public. It will align the Customs Act and its regulations with the department's taxation and excise legislation.

Statutory Authority: Customs Act, S.C. 1986, c. 1, as amended, s. 40(1), 164(1)(i).

Expected Date of Publication: *Canada Gazette*, Part I: Fall, 1988.

Contact: Mr. Fred Light, Director, Entry, Postal and Appraisal Division, Department of National Revenue, Customs and Excise, 5th Floor, Connaught Building, MacKenzie Avenue, Ottawa, Ontario, K1A 0L5. Tel.: (613) 954-7130.

630-RC:CE

OFFICERS AUTHORIZED TO EXERCISE POWERS OR PERFORM DUTIES OF THE MINISTER OF NATIONAL REVENUE REGULATIONS

The regulations currently stipulate those officers authorized to exercise the powers or perform the duties of the Minister of National Revenue. Certain facets of the department are being reorganized which will render the titles of certain positions obsolete. Therefore, the regulations will be amended in order to be consistent with the new organizational structure.

Anticipated Impact: The amendments affect only the internal operations of the department. There will be no impact on the public.

Statutory Authority: Customs Act, S.C. 1986, c. 1, as amended, s. 164(1)(a).

Expected Date of Publication: *Canada Gazette*: Part I, June 1988.

Contact Person: Mrs. Christiane Ouimet, Director, Legislative Affairs, Department of National Revenue, Customs and Excise, 3rd Floor, Connaught Building, MacKenzie Avenue, Ottawa, Ontario, K1A 0L5. Tel.: (613) 954-6950.

631-RC:CE

ORDERS EXEMPTING USED VEHICLES FROM CERTAIN PROVISIONS OF THE CUSTOMS TARIFF

These orders exempt used or second-hand motor vehicles from the prohibitory terms of the Customs Tariff. The tariff item in question prohibits the importation of used or second-hand motor vehicles manufactured prior to the calendar year in which importation is sought. Requests made by the individuals wishing to import the vehicles are reviewed by the departmental officials on a case-by-case basis. Due to special circumstances surrounding each case, the department may recommend that the vehicles be exempt from prohibition where they are not already exempted by the regulations.

Anticipated Impact: Because the number of vehicles exempted from the prohibition each year is relatively small, there is no impact on either the Canadian new or used motor vehicle industries.

Statutory Authority: Customs Tariff: A new Customs Tariff is expected to come into force January 1, 1988; the enabling authority is currently unknown.

Expected Date of Publication: *Canada Gazette*, Part II: one per calendar quarter.

Contact: Sylvia Kovacs, Tariff Administrator, Tariff Programs, Department of National Revenue, Customs and Excise, 6th Floor, Connaught Building, MacKenzie Avenue, Ottawa, Ontario, K1A 0L5. Tel.: (613) 996-6595.

632-RC:CE

AMENDMENT TO RE-IMPORTATION OF GOODS REGULATIONS

The current regulations require evidence showing that the goods being re-imported were previously exported from Canada and that a statement be completed on the customs accounting documents related to such goods. An amendment is required to exempt certain Canadian

goods from this requirement. It is expected that this amendment will be effective in the fall of 1988.

Anticipated Impact: This change will be viewed favourably by the public as it will facilitate the re-importation of certain Canadian goods.

Statutory Authority: A new Customs Tariff is expected to come into force January 1, 1988; the enabling authority for these regulations are currently unknown.

Expected Date of Publication: *Canada Gazette*, Part I: Summer, 1988.

Contact: Mr. Fred Light, Director, Entry, Postal and Appraisal Division, Department of National Revenue, Customs and Excise, 5th Floor, Connaught Building, MacKenzie Avenue, Ottawa, Ontario, K1A 0L5. Tel.: (613) 954-7130.

633-RC:CE

REGULATIONS RESPECTING ADEQUATE BUILDINGS, ACCOMMODATIONS OR OTHER FACILITIES

Section 6 of the Customs Act was amended on June 30, 1987, allowing for the making of regulations to determine what constitutes adequate buildings, accommodations or other facilities, based on the Canada Labour Code, for the purpose of the proper detention and examination of imported goods or proper search of persons by customs officers. The adequacy of facilities provided to Customs at international border crossings has been a serious concern for some time. Although minor renovations were made over the years in some locations, the owners and operators often have been reluctant to effect major changes where traffic volumes have increased or facilities have deteriorated. Health and safety concerns have been raised over adequate air quality, temperature control, pedestrian safety and protection of booths from truck traffic. These regulations will establish the department's minimum requirements for facilities to carry out its operations while providing third party owners a standard against which to measure the extent of construction, alteration or repairs required.

Anticipated Impact: The public should view the regulations favourably as customs facilities will be upgraded to meet health and safety standards. However, the owners and operators of such facilities will be required to incur the costs of such improvements in accordance with section 6 of the act.

Statutory Authority: Customs Act, S.C. 1986, c. 1, as amended, s. 6.

Expected Date of Publication: *Canada Gazette*, Part I: January 1, 1988.

Contact: Charlene MacLean, Director, Policy and Management Practices, Corporate Planning Directorate, Department of National Revenue, Customs and Excise,

14th Floor, 191 Laurier Avenue West, Ottawa, Ontario, K1A 0L5. Tel.: (613) 954-6913.

634-RC:CE

AMENDMENT TO REPORTING OF IMPORTED GOODS REGULATIONS

Under the Customs Act, all imported goods must be reported to Customs except in certain circumstances. The Act specifies who is responsible for reporting goods depending on how they were imported. It is silent, however, with respect to goods imported by mail. Therefore, the department hopes to amend the Act to give force of law to Article 116 of the Detailed Regulations of the Universal Postal Convention which stipulates that parcels must have attached thereto, by the sender, a voluntary declaration label. If the required legislation is passed, the regulations would then be amended to be consistent with the Act.

Anticipated Impact: This amendment will have no impact on the importing public.

Statutory Authority: Customs Act, S.C. 1986, c. 1, as amended, s. 12.

Expected Date of Publication: Canada Gazette, Part I: Winter, 1988.

Contact: Grant Wilkinson, Chief, Entry and Amendment, Entry Postal and Appraisal Division, Department of National Revenue, Customs and Excise, 5th Floor, Connaught Building, MacKenzie Avenue, Ottawa, Ontario, K1A 0L5. Tel.: (613) 954-7133.

635-RC:CE

AMENDMENT TO SPECIAL SERVICES REGULATIONS

Currently, the regulations essentially impose an hourly charge for the provision of special services. The department, as part of the Government's Cost Recovery Program, is currently reassessing the structure for the charging of special services in order to impose user fees that reflect actual costs to the department.

Anticipated Impact: The department is currently evaluating the impact of a new fee structure for charging of special services; therefore the consequences are not yet known.

Statutory Authority: Customs Act, S.C. 1986, c. 1, as amended, s. 166, 167.

Expected Date of Publication: Canada Gazette, Part I: Fall, 1988.

Contact: Mark Connolly, Chief, Operational Compliance Section, Port Administration Division, Department of Na-

tional Revenue, Customs and Excise, 4th Floor, Connaught Building, MacKenzie Avenue, Ottawa, Ontario, K1A 0L5. Tel.: (613) 954-7530.

636-RC:CE

AMENDMENT TO STORAGE OF GOODS REGULATIONS

Currently, goods are subject to storage charges beginning three days after they have been left at a customs office. The regulations are being amended to stipulate that the free storage period will not include those days on which the customs office where the goods are being stored is closed for the importation and exportation of commercial goods.

Anticipated Impact: The amendment will align the free storage period to that offered by the private sector suffrage warehouse industry. This will be viewed favourably by importers.

Statutory Authority: Customs Act, S.C. 1986, c. 1, as amended, s. 19, 37, 38, 39, 102 and 164.

Expected Date of Publication: Canada Gazette, Part I: Spring, 1988.

Contact: John Kiefl, Chief, Warehouse Control, Department of National Revenue, Customs and Excise, 4th Floor, Connaught Building, MacKenzie Avenue, Ottawa, Ontario, K1A 0L5. Tel.: (613) 954-7193.

637-RC:CE

TEMPORARY IMPORTATION REGULATIONS

The Duties Relief Act incorporates the provisions of several former statutes which dealt with the granting of relief from the imposition of duties. This Act contains authority to introduce new temporary relief provisions which will consolidate the various existing remission orders and regulations granting such relief.

Anticipated Impact: Positive impact is anticipated. The new regulations will streamline administrative procedures respecting many goods imported on a temporary basis. The regulations will also represent a neutral consolidation of various regulations respecting temporary importation into one regulation.

Statutory Authority: Duties Relief Act, S.C. 1986, c. 29. This statute will be incorporated into the new Customs Tariff legislation expected to come into effect January 1, 1988.

Expected Date of Publication: Canada Gazette, Part I: April, 1988.

Contact: D. Gilfix, Senior Project Officer, Tariff Programs, Department of National Revenue, Customs and Excise,

4th Floor, Connaught Building, MacKenzie Avenue,
Ottawa, Ontario, K1A 0L5. Tel.: (613) 954-6863.

638-RC:CE

**AMENDMENT TO USED OR SECOND-HAND
MOTOR VEHICLE REGULATIONS,
AMENDMENT TO CUSTOMS BROKERS
LICENSING REGULATIONS, AMENDMENT TO
TRANSPORTATION OF GOODS REGULATIONS,
AMENDMENT TO REPORTING OF EXPORTED
GOODS REGULATIONS**

Amendments to these regulations will be required as a result of concerns raised by the Standing Joint Committee of the Senate and of the House of Commons on Regulations and Other Statutory Instruments. The amendments address certain legal issues as well as minor wording changes to correct grammatical discrepancies. There will likely be several more amendments of the same nature to other customs and excise regulations as concerns are addressed in 1988.

Anticipated Impact: Because the amendments are technical and not substantive in nature, no impact is expected.

Statutory Authority: A new Customs Tariff Act is expected to come into force in 1988; the enabling sections are as yet unknown. Customs Act, S.C. 1986, c. 1, as amended, various sections.

Expected Date of Publication: *Canada Gazette*, Part I: Used or Second-Hand Motor Vehicle Regulations – Spring, 1988; Customs Brokers Licensing Regulations – July, 1988; Transportation of Goods Regulations – July, 1988; Reporting of Exported Goods Regulations – July, 1988.

Contact: Used or Second-Hand Motor Vehicle Regulations: Ms. E. Regimbald, Tariff Administrator, Tariff Programs, Department of National Revenue, Customs and Excise, 6th Floor, Connaught Building, MacKenzie Avenue, Ottawa, Ontario, K1A 0L5. Tel.: (613) 954-6397. Customs Brokers Licensing Regulations: Mr. Fred Light, Director, Entry, Postal and Appraisal Division, Department of National Revenue, Customs and Excise, 5th Floor, Connaught Building, MacKenzie Avenue, Ottawa, Ontario, K1A 0L5. Tel.: (613) 954-7130. Transportation of Goods Regulations: Mr. John Kiefl, Chief, Cargo and Warehouse Control, Department of National Revenue, Customs and Excise, 4th Floor, Connaught Building, MacKenzie Avenue, Ottawa, Ontario, K1A 0L5. Tel.: (613) 954-7193. Reporting of Exported Goods Regulations: Mr. R. Tait, Director, Cargo and Release, Department of National Revenue, Customs and Excise, 5th Floor, Connaught Building, MacKenzie Avenue, Ottawa, Ontario, K1A 0L5. Tel.: (613) 954-6830.

639-RC:CE

**AMENDMENTS TO REGULATIONS AND
ORDERS PURSUANT TO CUSTOMS AND
EXCISE LEGISLATION**

Several times a year the department receives representations from various interested organizations and associations regarding various aspects of the regulations administered by Customs and Excise. It must also consider the views of the Standing Joint Committee of the Senate and of the House of Commons on Regulations and Other Statutory Instruments. These representations may result in amendments to the regulations.

Anticipated Impact: Because the amendments are not known, their impact cannot be assessed.

Statutory Authority: Various enabling legislation.

Expected Date of Publication: Periodically, throughout the year.

Contact: Various.

REVENUE CANADA, TAXATION

AMENDMENTS TO THE INCOME TAX REGULATIONS	640-RCT
AMENDMENTS TO THE CANADA PENSION PLAN REGULATIONS	641-RCT
AMENDMENTS TO THE DELEGATION OF POWERS (CANADA PENSION PLAN, PART I) REGULATIONS	642-RCT
AMENDMENTS TO THE UNEMPLOYMENT INSURANCE (COLLECTION OF PREMIUMS) REGULATIONS	643-RCT
AMENDMENTS TO THE DELEGATION OF POWERS (PART IV U.I. ACT, 1971) REGULATIONS	644-RCT
AMENDMENTS TO THE PETROLEUM AND GAS REVENUE TAX REGULATIONS	645-RCT
AMENDMENTS TO THE DEPARTMENT OF NATIONAL REVENUE (TAXATION) ADVANCE RULINGS FEES ORDER . . .	646-RCT

Roles and Responsibilities

The Department of National Revenue, Taxation operates one program which is under the direction of a deputy minister who reports to the Minister of National Revenue. The objective of the program is "To administer and enforce the Income Tax Act, various federal and provincial statutes related thereto, including parts of the Canada Pension Plan and the Unemployment Insurance Act, 1971 and various provincial tax credit plans." The department administers income tax legislation for the federal government, collects personal income tax on behalf of all provinces except Quebec, corporate income tax on behalf of all provinces except Alberta, Ontario and Quebec and collects employee and employer contributions under the Canada Pension Plan and employee and employer premiums for Unemployment Insurance. The Department of Finance has responsibility for tax policy and amendments to the Income Tax Act. National Revenue, Taxation provides advice on the administrative feasibility of proposed tax measures and provides a statistical service used in the development of tax policy. The Department exists by virtue of the Department of National Revenue Act which charges it with the "control, regulation, management and supervision of internal taxes including income taxes and succession duties." The Minister of National Revenue is the responsible Minister for Part I of the Canada Pension Plan and for Parts IV and VIII of the Unemployment Insurance Act, 1971. The Department also administers the Petroleum and Gas Revenue Tax Act as well as International Tax Agreements signed with a large number of countries aimed at promoting the exchange of information between treaty partners and at avoiding the double taxation of foreign-earned income by their respective citizens. The department collects income taxes for the provinces under agreements entered into by the Minister of Finance with the provincial governments concerned according to provisions of Part III of the Federal-Provincial Fiscal Arrangements Act.

Legislative Mandate

The Income Tax Act
The Petroleum and Gas Revenue Tax Act
Part I of the Canada Pension Plan
Parts IV and VIII of the Unemployment Insurance Act, 1971

640-RCT

AMENDMENTS TO THE INCOME TAX REGULATIONS

Amendments to part I and schedule I of the regulations to change federal-provincial sharing of source deductions on wages and salaries and to change source deduction tables for employers to reflect indexing and federal/provincial budget changes. Amendments to part II of the regulations to require information returns to be

filed by a described class of persons in certain circumstances. These amendments will reflect budget changes. Amendments to part IX of the regulations concerning delegation of the powers and duties of the minister. These amendments will reflect budget changes, changes to the titles of officials of this department as a result of a departmental reorganization or reconsideration of the level to which the minister's powers and duties should be delegated. Amendments to part XXV of the regulations concerning rules for the preparation of the annual tax tables to simplify the computation of the income tax payable by individuals and the type of persons who cannot use the tables. These amendments will reflect budget changes. Amendments to schedule VIII to the regulations listing the universities outside Canada, donations to which are deductible for income tax purposes. These amendments will add additional universities which have been found to meet the requirement contained in the Income Tax Act or to reflect a change in the name of a listed university.

Anticipated Impact: The impact of the amendments to part I and schedule I cannot be determined separately from the overall impact determined for the budget. The amendments to parts II, IX and XXV are administrative in nature. The amendments to schedule VIII are relieving in nature.

Statutory Authority: Subsection 221(1) of the Income Tax Act.

Expected Date of Publication: The amendment to schedule VIII is expected to be published before April 30, 1988. The date of publication of the other amendments to the regulations cannot be anticipated.

Contact: Mr. M. Hiltz, Director, Current Amendments and Regulations Division, Revenue Canada, Taxation, 123 Slater Street, Room 1048, Ottawa, Ontario, K1P 5H2. Tel.: (613) 957-2056.

641-RCT

AMENDMENTS TO THE CANADA PENSION PLAN REGULATIONS

Amendments to the regulations to set out the maximum contributions which can be made annually and the annual basic exemption. These amendments reflect the annual increase in the Industrial Composite aggregate in Canada. Amendments to schedule I to the regulations which provides source deduction tables for employers; these changes are based on the revised maximum contributions and basic exemption. Amendments to schedule VIII to the regulations to reflect international agreements between the government of Canada and the government of other countries. These agreements provide that certain employees in Canada of the other countries' governments are employed in exempt employment for the purposes of the Canada Pension Plan.

Anticipated Impact: The precise impact of the described amendments cannot be determined at this time but gen-

erally they will result in increased contributions. The figures necessary to set the revised maximum contributions and basic exemption are not available at this time.

Statutory Authority: Paragraph 8(1)(a) and 9(a), subsection 22(1) and paragraph 41(a) of the Canada Pension Plan.

Expected Date of Publication: The amendments to the regulations, other than to schedule VIII, should be published in November or December, 1988. The amendments to schedule VIII are dependent on the completion of the agreements; hence the date of publication cannot be determined at this time.

Contact: Mr. M. Hiltz, Director, Current Amendments and Regulations Division, Revenue Canada, Taxation, 123 Slater Street, Room 1048, Ottawa, Ontario, K1P 5H2. Tel.: (613) 957-2056.

642-RCT

AMENDMENTS TO THE DELEGATION OF POWERS (CANADA PENSION PLAN, PART I) REGULATIONS

These amendments to the regulations are necessary to reflect budget changes and changes to the titles of officials of this department following departmental reorganization or reconsideration of the level of administrators to whom the minister's powers and duties should be delegated.

Anticipated Impact: These amendments are administrative in nature.

Statutory Authority: Subsection 41(2) of the Canada Pension Plan.

Expected Date of Publication: The date of publication cannot be determined at this time.

Contact: Mr. M. Hiltz, Director, Current Amendments and Regulations Division, Revenue Canada, Taxation, 123 Slater Street, Room 1048, Ottawa, Ontario, K1P 5H2. Tel.: (613) 957-2056.

643-RCT

AMENDMENTS TO THE UNEMPLOYMENT INSURANCE (COLLECTION OF PREMIUMS) REGULATIONS

Amendments to part I of the regulations concerning the determination of insurable earnings to reflect budget changes. Amendments to the schedule to the regulations to change source deduction tables for employers to reflect revised insurable earnings and premium rates as determined by the Unemployment Insurance Commission

in accordance with the Unemployment Insurance Act, 1971.

Anticipated Impact: The impact from budget related changes cannot be determined separately from the overall impact determined for the budget. The impact from revised insurable earnings and premium rates cannot be determined since these figures are not available at this time.

Statutory Authority: Subsection 90(1) of the Unemployment Insurance Act, 1971.

Expected Date of Publication: The amendments are expected to be published in November or December, 1988.

Contact: Mr. M. Hiltz, Director, Current Amendments and Regulations Division, Revenue Canada, Taxation, 123 Slater Street, Room 1048, Ottawa, Ontario, K1P 5H2. Tel.: (613) 957-2056.

644-RCT

AMENDMENTS TO THE DELEGATION OF POWERS (PART IV U.I. ACT, 1971) REGULATIONS

Amendments to the regulations to reflect budget changes and changes to the titles of officials of this department following departmental reorganization or reconsideration of the level of administrators to whom the minister's powers and duties should be delegated.

Anticipated Impact: These amendments are administrative in nature.

Statutory Authority: Subsection 90(2) of the Unemployment Insurance Act, 1971.

Expected Date of Publication: The date of publication cannot be determined at this time.

Contact: Mr. M. Hiltz, Director, Current Amendments and Regulations Division, Revenue Canada, Taxation, 123 Slater Street, Room 1048, Ottawa, Ontario, K1P 5H2. Tel.: (613) 957-2056.

645-RCT

AMENDMENTS TO THE PETROLEUM AND GAS REVENUE TAX REGULATIONS

Amendments to Section 12 of the regulations concerning delegation of the powers and duties of the minister. These amendments will reflect changes to the titles of officials of this department following departmental reorganization or reconsideration of the level of administrators to whom the minister's powers and duties should be delegated.

Anticipated Impact: These amendments are administrative in nature.

Statutory Authority: Section 103 of the Petroleum and Gas Revenue Tax Act.

Expected Date of Publication: The date of publication cannot be determined at this time.

Contact: Mr. M. Hiltz, Director, Current Amendments and Regulations Division, Revenue Canada, Taxation, 123 Slater Street, Room 1048, Ottawa, Ontario, K1P 5H2.
Tel.: (613) 957-2056.

646-RCT

**AMENDMENTS TO THE DEPARTMENT OF
NATIONAL REVENUE (TAXATION) ADVANCE
RULINGS FEES ORDER**

These amendments will revise the hourly fees which will be charged for the preparation of "advance rulings". The revised fees will take into account costs of direct supervision and other related indirect costs not previously considered. The revised hourly rates will be in accordance with the government's policy of cost recovery from users of government services.

Anticipated Impact: Taxpayers seeking "advance rulings" will pay higher fees. The amendments will allow Revenue Canada, Taxation to recover the additional costs determined as being part of the cost of processing advance rulings requests and is in keeping with the government's program of restraint and cost recovery.

Statutory Authority: Paragraph 13(b) of the Financial Administration Act and Minister of National Revenue Authority to Prescribe Fees Order.

Expected Date of Publication: The date of publication cannot be anticipated at this time.

Contact: r. M. Hiltz, Director, Current Amendments and Regulations Division, Revenue Canada, Taxation, 123 Slater Street, Room 1048, Ottawa, Ontario, K1P 5H2.
Tel.: (613) 957-2056.

DEPARTMENT OF THE SECRETARY OF STATE OF CANADA

CANADA STUDENT LOANS REGULATIONS	647-SS
CITIZENSHIP REGULATIONS	648-SS

Roles and Responsibilities

The Department of the Secretary of State of Canada seeks to foster a sense of belonging to Canada and to increase opportunities for the enjoyment of our country's educational, social, political and cultural resources by promoting full citizenship, providing financial support to provincial governments for post-secondary education and financial assistance to post-secondary students, offering financial and technical assistance to individuals, groups and private institutions and facilitating and encouraging communication in both official languages. The department consists of one program headed by the Secretary of State.

In the area of citizenship, the department shares common aims and interests with the Departments of Employment and Immigration Canada, Indian and Northern Affairs Canada, Health and Welfare Canada and the Public Service Commission, principally through support for its major client groups: women, native citizens, disabled persons and youth. The success of many of the department's endeavours in this area depends largely on voluntary action and citizens' participation.

The department promotes the multicultural identity of Canadian society by providing assistance for community-based activities which enable cultural and racial communities to participate actively in Canadian society and for a broad range of initiatives which seek to enhance the identity and heritages of these groups as integral aspects of the Canadian cultural milieu. Increasingly, the department is focussing its interventions to enlist the support of major institutions within society to become more responsive to and representative of the nation's multicultural and multiracial diversity.

The department supports the federal government's official languages policy by providing translation, interpretation, terminology and language advisory services; financial and technical assistance to official language communities, and contributions for minority official language education and second official language instruction. In the area of official languages, the department's interests are shared, and to a considerable extent supported, by the Public Service Commission, the Treasury Board Secretariat, the Office of the Commissioner of Official Languages, provincial and territorial governments and private institutions and organizations active in such areas as post-secondary education, communication and culture.

In the field of education support, the department is responsible for cash payments to provinces under the Post-Secondary Education Financing Program and for advising on policy matters in this area. The department is the focal point federally for the development of policies and the delivery of programs respecting student financial assistance at the post-secondary level. To ensure access by Canadians to post-secondary education, the department provides financial assistance to qualified full-time and part-time post-secondary students in the form of guaranteed loans and interest subsidies. In cooperation with the Department of External Affairs, the Department of the Secretary of State of Canada contrib-

utes to the effective participation of Canada in international fora and activities.

Legislative Mandate

The mandate of the Secretary of State Program is derived principally from the Department of State Act and from various acts of Parliament, Cabinet decisions and government policies that pertain to the specific activities of the department.

In the area of official languages, the department's activities are based on the statutory authority of the Translation Bureau Act and the Official Languages Act as well as Cabinet decisions relating to the promotion, use and provision of services in both official languages and bilateral agreements.

In the area of citizenship and multiculturalism, the principal authorities are the Citizenship Act, the Policy on Multiculturalism (1971) and orders in council and Cabinet decisions pertaining to human rights, native citizens, citizens' participation, women, youth and disabled persons.

Activities in the area of education support are based primarily on Part VI of the Federal-Provincial Fiscal Arrangements and Federal Post-Secondary Education and Health Contributions Act and Regulations (re: Post-Secondary Education Financing Program) and the Canada Student Loans Act as well as Cabinet decisions designating the Secretary of State as the focal point for coordinating all federal activities regarding education.

The Secretary of State is wholly or partly responsible for administering the following Acts:

- Beaver (*castor canadensis*) as a symbol of sovereignty of Canada
- Citizenship Act
- Dominion Controverted Elections Act
- Corrupt Practices Inquiries Act
- Disfranchising Act
- Federal-Provincial Fiscal Arrangements and Federal Post-Secondary Education and Health Contributions Act, 1977 (re: Post-secondary Education Financing Program)
- Holidays Act
- Laurier House Act
- An Act to incorporate the Jules and Paul-Emile Léger Foundation.
- National Anthem Act
- Public Service Employment Act
- Department of State Act
- Canada Student Loans Act
- Translation Bureau Act
- National Flag of Canada Manufacturing Standards Act
- Social Sciences and Humanities Research Council Act

647-SS

CANADA STUDENT LOANS REGULATIONS

The fundamental policy assumptions underlying the Canada Student Loans Program have not been seriously examined since its inception in 1964, despite major changes in the profile and behaviour of the post-secondary constituency, the economy, and the federal-provincial framework. Participation rates have now nearly doubled, student indebtedness has increased, and program costs have escalated tremendously. The Federal-Provincial Consultative Committee on Student Financial Assistance reported to the Secretary of State and provincial ministers responsible for education in September, 1987. In response, an Intergovernmental Consultative Committee on Student Assistance is being established, which will work jointly toward the harmonization of federal and provincial policies and programs, and the development of new or modified program initiatives as needs are identified. In addition, internal reviews of both the administration of the program and its policies have begun. These initiatives may result in changes to the program's regulatory framework. Particular areas under review include loan limits, interest rate structures, aid to part-time students and disabled persons, the Interest Relief Program, and the roles of the banks and the provincial authorities.

Anticipated Impact: Any changes would likely affect post-secondary students, lenders, post-secondary educational institutions, and provincial student aid activities. Proposed changes will be thoroughly discussed, and impacts quantified, through extensive consultation with representatives of all interested parties.

Statutory Authority: Canada Student Loans Act, R.S.C. 1970, c. S-17.

Expected Date of Prepublication: Second quarter, 1988.

Contact: F.B. Woyiwada, Director, Policy, Research, and Liaison, Student Assistance Directorate, Department of the Secretary of State, 15 Eddy Street, Hull, Quebec, K1A 0M5. Tel.: (819) 994-5014.

Expected Date of Publication: The timetable for prepublication of revisions to the citizenship regulations will be dependent on progress of the amendments to the Citizenship Act.

Contact: Registrar of Canadian Citizenship, Department of the Secretary of State, 15 Eddy Street, Hull, Quebec, K1A 0M5. Tel.: (819) 994-2929.

648-SS

CITIZENSHIP REGULATIONS

Proposed changes to the 1977 Citizenship Act are to be introduced in Parliament within the next few months. The citizenship regulations are procedural in nature and will be amended in 1988 to conform to, and provide administrative support for, the amended Citizenship Act.

Anticipated Impact: The impact of the regulations is limited since they mainly provide the procedural requirements for acquisition of, and claims to, Canadian citizenship.

Statutory Authority: Citizenship Act as amended.

SOLICITOR GENERAL CANADA

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Roles and Responsibilities

The Ministry of the Solicitor General comprises: Solicitor General Secretariat, the Royal Canadian Mounted Police, the Correctional Service Canada, the National Parole Board and the Canadian Security Intelligence Service. Although the agencies report independently to the Solicitor General, the Secretariat performs duties related to them. It is an integral part both of the Ministry of the Solicitor General and of the wider Canadian criminal justice and national security systems.

Other components of the systems include the judiciary and the courts, other police and law enforcement agencies, other correctional authorities and the private sector. The division of responsibility for the administration of justice is complex, and involves other federal departments and agencies, notably the Department of Justice, and provincial and municipal governments. The Office of the Correctional Investigator is part of the Secretariat Program and is responsible to the Minister.

Legislative Mandate

The Department of the Solicitor General was established in 1966 under the provisions of the Department of the Solicitor General Act (as amended in 1984 by a section of the Canadian Security Intelligence Service Act), which gives the Solicitor General jurisdiction in all matters over which the Parliament of Canada has jurisdiction, and which have not by law been assigned to any other department, branch or agency of the Government of Canada, relating to: reformatories, prisons and penitentiaries parole and remissions; the Royal Canadian Mounted Police and the Canadian Security Intelligence Service.

The Solicitor General is responsible for the administration of the Department of the Solicitor General Act, the Royal Canadian Mounted Police Act, the Penitentiary Act, the Parole Act, the Prisons and Reformatories Act, the Canadian Security Intelligence Service Act, the Criminal Records Act and the Transfer of Offenders Act. As well, the Solicitor General is responsible for discharging specific operational responsibilities under such acts as the Identification of Criminals Act, the Diplomatic and Consular Privileges and Immunities Act and the Immigration Act, to name a few, which are otherwise administered by other departments.

The agencies of the ministry, notably the RCMP, are responsible for enforcing all federal statutes where such enforcement is not specifically assigned to another department or agency.

649-RCMP

ROYAL CANADIAN MOUNTED POLICE REGULATIONS

In order to support changes to the RCMP Act outlined in Bill C-65 "An Act to Amend the Royal Canadian Mounted Police Act", which received royal assent on March 26, 1986, the RCMP intends to amend the regulations to conform with the changes made in Bill C-65. The amendments will not include a sunset provision.

Anticipated Impact: The Impact will be limited to all members of the Royal Canadian Mounted Police.

Statutory Authority: Royal Canadian Mounted Police Act, R.S.C. 1970, c.R-9 as amended S.C. 1986 c.11, s.21(1).

Expected Date of Publication: Part II Canada Gazette, First Quarter, 1988.

Contact: G.A. Butt, Supt. Officer in Charge, Internal Affairs Branch, RCMP Headquarters, 1200 Alta Vista Drive, Ottawa, Ontario, K1A 0R2. Tel.: (613) 993-2720.

650-RCMP

RCMP STOPPAGE OF PAY AND ALLOWANCES REGULATIONS

Section 2 is to be amended to conform with the changes made in the RCMP Act. The amendment will not include a sunset provision.

Anticipated Impact: The Impact will be limited to all members of the Royal Canadian Mounted Police.

Statutory Authority: Royal Canadian Mounted Police Act, R.S.C. 1970, c.R-9 as amended S.C. 1986 c.11, s.22(3).

Expected Date of Publication: An exemption will be requested from the prepublication requirement as these regulations will have no impact on the general public or the economy.

Contact: G.A. Butt, Supt. Officer in Charge, Internal Affairs Branch, RCMP Headquarters, 1200 Alta Vista Drive, Ottawa, Ontario, K1A 0R2. Tel.: (613) 993-2720.

651-RCMP

ROYAL CANADIAN MOUNTED POLICE TRANSFER OR LEASE OF MATERIEL REGULATIONS

The regulation gives the Commissioner of the RCMP authority to transfer or lease non-classified materiel, such as kit and clothing, of a value less than \$10,000, to prescribed classes of purchasers including members of the force, museums, and other police forces. It also establishes a minimum sale price or leasing fee. This

authority is a restatement of section 109 of the current RCMP Regulations. As a result of a consolidation of the RCMP Act and Regulations, a new authority is being sought to coincide with the upcoming cancellation of section 109.

Anticipated Impact: These regulations are merely a restatement of a previous authority. They are restricted to non-classified materiel up to a maximum of \$10,000, and the sale price or leasing fee will not be less than an amount necessary to recover the depreciated cost of the materiel to the Force. No cost increase is expected to result from these new regulations.

Statutory Authority: The Financial Administration Act, s. 52.

Expected Date of Publication: Fall, 1987.

Contact: Insp. D.L. Bishop, O i/c Financial Development & Analysis Branch, RCMP, 1200 Alta Vista Drive, Ottawa, Ontario, K1A 0R2. Tel.: (613) 993-2354.

652-RCMP

ROYAL CANADIAN MOUNTED POLICE SUPERANNUATION REGULATIONS, 8(1)

Regulation 8(1) is to be amended to treat air pay, instrument pay, and air responsibility allowance as superannuable.

Anticipated Impact: Limited to those members of the Royal Canadian Mounted Police engaged in flying duties. These members will have their pensions calculated on the pay they are receiving for their duties in the force.

Statutory Authority: Royal Canadian Mounted Police Superannuation Act, R.S.C. 1970, C.R-11 as amended.

Expected Date of Publication: Spring, 1988.

Contact: Insp. T.J. Abernethy, Assistant Officer in Charge, Compensation Branch, RCMP, 1200 Alta Vista Drive, Ottawa, Ontario, K1A 0R2. Tel.: (613) 998-3550.

653-RCMP

ROYAL CANADIAN MOUNTED POLICE SUPERANNUATION REGULATIONS, 10(1)

Regulation 10(1) is to be amended to clarify the superannuation contributions required for all periods when a member is not receiving pay and allowances.

Anticipated Impact: The impact is limited to contributors under the Royal Canadian Mounted Police Superannuation Act. The amendment will result in reduced contributions to some contributors while on leave without pay.

Statutory Authority: Royal Canadian Mounted Police Superannuation Act, R.S.C. 1970, CR-11 as amended.

Expected Date of Publication: Spring, 1988.

Contact: Insp. T.J. Abernethy, Assistant Officer in Charge, Compensation Branch, RCMP, 1200 Alta Vista Drive, Ottawa, Ontario, K1A 0R2. Tel.: (613) 998-3550.

654-RCMP

SOLICITOR GENERAL'S ORDER TO PRESCRIBE FEES FOR FINGERPRINTING

These regulations provide for the collection of fees or charges to be paid by individuals who have their fingerprints taken by the Royal Canadian Mounted Police for visa purposes or for the purposes of licensing as required by a municipal, provincial or federal enactment. These regulations are necessary to defray the costs of this service.

Anticipated Impact: The RCMP processed 8,185 visa applications and 2,750 licensing applications during 1984-85. Revenue totalling \$100,000 per annum, based on \$10 per applicant, will be generated. Accounting costs would absorb about 25% of the revenue collected. Fees will be collected at the time of service.

Statutory Authority: The Financial Administration Act, s. 13(b).

Expected Date of Publication: It is anticipated that these regulations will be prepublished in December, 1987.

Contact: Insp. J.L. Healey, O i/c Budget Preparation & Control Branch, RCMP, 1200 Alta Vista Drive, Ottawa, Ontario, K1A 0R2. Tel.: (613) 993-0229.

655-RCMP

SOLICITOR GENERAL'S ORDER PRESCRIBING A FEE FOR A CRIMINAL NAME INDEX SEARCH

These proposed regulations provide for the collection of fees or charges to be paid by individuals who for the purposes of an application for Canadian citizenship make application to have a name search made of the criminal name index of the Royal Canadian Mounted Police. These regulations are necessary to defray the costs of this service.

Anticipated Impact: During 1984-85, there were 10,889 citizenship applications processed. The cost of a Canadian Police Information Centre search has been calculated at \$2.32. The proposed fee of \$3 covers these costs and incremental administrative costs for a name search. Citizenship registration, Secretary of State and Embassies and Consulates in foreign countries and External Affairs will be the major points of contact with users.

Statutory Authority: The Financial Administration Act, section 13(b).

Expected Date of Publication: It is anticipated that these regulations will be prepublished in December, 1987.

Contact: Insp. J.L. Healey, O i/c Budget Preparation & Control Branch, RCMP, 1200 Alta Vista Drive, Ottawa, Ontario, K1A 0R2. Tel.: (613) 993-0229.

656-RCMP

SOLICITOR GENERAL'S ORDER PRESCRIBING A FEE TO BE PAID BY INDIVIDUALS WHO ARE REQUIRED BY MUNICIPAL, PROVINCIAL OR FEDERAL ENACTMENT TO MAKE APPLICATION TO THE RCMP FOR A CRIMINAL RECORDS SEARCH

These proposed regulations provide for the collection of fees or charges to be paid by individuals who for the purposes of licensing as required by a municipal, provincial, or federal enactment, make application to the Royal Canadian Mounted Police to have a criminal record search made of the criminal history kept in the central repository of the Royal Canadian Mounted Police. These regulations are necessary to defray the costs of this service.

Anticipated Impact: During 1984-85, about 2,750 licensing applications were processed involving privileges at federal, provincial and municipal levels of government. The recommended fee is \$15 per application or the collection of a \$25 fee when the RCMP takes the fingerprints and collects the \$10 fingerprinting fee recommended under separate order.

Statutory Authority: The Financial Administration Act, s. 13(b).

Expected Date of Publication: It is anticipated that these Regulations will be prepublished in December, 1987.

Contact: Insp. J.L. Healey, O i/c Budget Preparation & Control Branch, RCMP, 1200 Alta Vista Drive, Ottawa, Ontario, K1A 0R2. Tel.: (613) 993-0229.

657-RCMP

SOLICITOR GENERAL'S ORDER PRESCRIBING A FEE TO BE PAID BY INDIVIDUALS WHO FOR VISA PURPOSES, MAKE APPLICATION TO THE RCMP FOR A CRIMINAL RECORDS SEARCH

These proposed regulations provide for the collection of fees or charges to be paid by individuals who for visa purposes, made application to the Royal Canadian Mounted Police to have a criminal record search made of the criminal history files kept in the central repository

of the Royal Canadian Mounted Police. These regulations are necessary to defray the costs of this service.

Anticipated Impact: The recommended fee is \$15 per application or the collection of a \$25 fee when the RCMP takes the fingerprints and collects the \$10 fingerprinting fee recommended under separate order. Administrative costs for cost recovery for the program are estimated at \$40,000 per year - approximately 25% of the cost base. Fees from an estimated 7,000 persons per year will be collected at the time of service.

Statutory Authority: The Financial Administration Act, s. 13(b).

Expected Date of Publication: It is anticipated that these regulations will be prepublished in December, 1987.

Contact: Insp. J.L. Healey, O i/c Budget Preparation & Control Branch, RCMP, 1200 Alta Vista Drive, Ottawa, Ontario, K1A 0R2. Tel.: (613) 993-0229.

658-RCMP

SOLICITOR GENERAL'S ORDER PRESCRIBING FEES OR CHARGES TO BE PAID BY SPONSORS OF THE RCMP MUSICAL RIDE

Every sponsor shall pay to the receiver general of Canada a fee or charge for each performance of the RCMP Musical Ride.

Anticipated Impact: Limited to sponsors of the RCMP Musical Ride.

Statutory Authority: Order in Council P.C. 1985-2320 of July 24, 1985 made pursuant to the Financial Administration Act, section 13(b).

Expected Date of Publication: Spring, 1988.

Contact: Supt. J.R. Bentham, O i/c Public Relations Branch, RCMP, 1200 Alta Vista Drive, Ottawa, Ontario, K1A 0R2. Tel.: (613) 993-1087.

659-RCMP

SOLICITOR GENERAL'S ORDER PRESCRIBING FEES FOR PERSONS USING RCMP TRAINING FACILITIES AT DEPOT DIVISION, REGINA, SASKATCHEWAN AND FOR PROVINCIAL AND MUNICIPAL POLICE FORCES WHICH HAVE BEEN GIVEN ACCESS TO THE RCMP POLICE INFORMATION RETRIEVAL SYSTEM

These proposed regulations prescribe fees for persons using RCMP training facilities at Depot Division, Regina, Sask., and for provincial and municipal police forces

which have been given access to the RCMP Police Information Retrieval System.

Anticipated Impact: The proposed regulations would enable the RCMP to recover costs of providing facilities at Depot Division, Regina, Sask., from persons who use the facilities and from provincial and municipal police forces which have been given access to the Police Information Retrieval System.

Statutory Authority: The Financial Administration Act, s. 13(b).

Expected Date of Publication: Spring of 1988.

Contact: Insp. J.L. Healey, O i/c Budget Preparation & Control Branch, RCMP, 1200 Alta Vista Drive, Ottawa, Ontario, K1A 0R2. Tel.: (613) 993-0229.

660-RCMP

ORDER IN COUNCIL RESPECTING THE RECOVERY OF COSTS FROM THE BERMUDA POLICE FORCE

These regulations provide for the collection of fees or charges to be paid by the commissioner of the Bermuda Police Force for Royal Canadian Mounted Police Forensic Laboratory or Identification Services.

Anticipated Impact: It is anticipated that approximately 10 cases per year will be submitted to each of the Forensic Laboratory Services and Identification Services, by the Bermuda authorities. The proposed levies of \$1,000 per Forensic Laboratory analysis, \$250 per Identification analysis, and \$175 per day per examiner for court appearances in Bermuda would be assessed at the time of service.

Statutory Authority: The Financial Administration Act, s. 13(a).

Expected Date of Publication: It is anticipated that these regulations will be published in the spring of 1988.

Contact: C/Supt. J. Hoday, A/Director, Forensic Laboratory Services Tel.: (613) 998-6348 or C/Supt. W.B. Drew, Director, Identification Services Tel.: (613) 998-6127, RCMP, 1200 Alta Vista Drive, Ottawa, Ontario, K1A 0R2.

661-CSC

AMENDMENTS TO THE PENITENTIARY SERVICE REGULATIONS: INMATE ASSISTANCE

In order to extend its authority in providing for the basic material needs of federal inmates, Correctional Service of Canada intends to introduce a new regulation to provide an allowance to inmates travelling from an institution to an approved destination while on day parole or

temporary absence without escort. It would also provide for a living allowance for inmates who are on day parole, mandatory supervision with a residency requirement, or temporary absence and residing in a facility that does not provide for their basic material needs pursuant to an agreement to which the service is a party. The regulation would provide the authority to request the reimbursement of this living allowance in circumstances where the inmate is able to do so. Parameters for both the payment and reimbursement of the living allowance would be set out.

Anticipated Impact: The regulation will apply only to federal inmates released under specific circumstances and will not have an impact on the general public. The provision of living allowances has been in place for sometime, and has become an established program which requires regulated authority and parameters.

Statutory Authority: The Penitentiary Act, 1960-61, c.53, s.1.

Expected Date of Publication: February, 1988.

Contact: Andrew Graham, Assistant Commissioner, Corporate Policy and Planning, Correctional Service of Canada, 340 Laurier Avenue West, Ottawa, Ontario, K1A 0A9. Tel.: (613) 995-2792.

662-CSC

AMENDMENTS TO THE PENITENTIARY SERVICE REGULATIONS: MEMBER TERMINOLOGY

The present Penitentiary Service Regulations refer to the terms "penitentiary officer," "member" and "officer". This initiative would provide for uniformity in terminology and therefore is technical in nature. It requires amendments to 23 sections of the regulations.

Anticipated Impact: The amendment will clarify terms used within the regulations, but makes no substantive changes to the intent or administration of the regulations.

Statutory Authority: The Penitentiary Act, 1960-61, c.53, s.1.

Expected Date of Publication: March, 1988.

Contact: Andrew Graham, Assistant Commissioner, Corporate Policy and Planning, Correctional Service of Canada, 340 Laurier Avenue West, Ottawa, Ontario, K1A 0A9. Tel.: (613) 995-2792.

663-CSC

AMENDMENTS TO THE PENITENTIARY SERVICE REGULATIONS, PSR 41(3): SEARCHES OF FEMALES

Current regulations prohibit the searching of female inmates or visitors by anyone other than a female, but make no similar provisions for male inmates or visitors. A recent court decision declared this regulation in contravention of Section 15 of the Charter of Rights, and it is therefore necessary to revoke this section.

Anticipated Impact: Revocation of this section will eliminate discrimination from the legislation. However, groups advocating the protection of female offenders' rights will be concerned if the revocation of this regulation results in the employment of male correctional officers in positions involving direct contact with female inmates. Correctional Service of Canada currently does not employ male correctional officers in contact positions at Prison for Women.

Statutory Authority: The Penitentiary Act, 1960-61, c.53, s.1.

Expected Date of Publication: August, 1988.

Contact: Andrew Graham, Assistant Commissioner, Corporate Policy and Planning, Correctional Service of Canada, 340 Laurier Avenue West, Ottawa, Ontario, K1A 0A9. Tel.: (613) 995-2792.

664-CSC

AMENDMENTS TO THE PENITENTIARY SERVICE REGULATIONS: FITNESS OF INMATE FOR WORK

The present Penitentiary Service Regulations require that a physician certify an inmate fit or unfit to perform assigned duties if an inmate alleges that he is not physically fit to perform such duties. It is intended to have this authority to certify given to a health care professional rather than just the physician since the physician is not necessarily available daily.

Anticipated Impact: This change will facilitate speedier resolution of disagreements and increase the effectiveness of the disciplinary process. The change will not impact negatively on the health of the inmates concerned.

Statutory Authority: The Penitentiary Act, 1960-61, c.53, s.1.

Expected Date of Publication: April, 1988.

Contact: Andrew Graham, Assistant Commissioner, Corporate Policy and Planning, Correctional Service of Canada, 340 Laurier Avenue West, Ottawa, Ontario, K1A 0A9. Tel.: (613) 995-2792.

665-CSC

AMENDMENTS TO THE PENITENTIARY SERVICE REGULATIONS: DECEASED INMATES' EFFECTS

This proposed regulation will define "lawful charges" which may be placed against the estate of a deceased inmate prior to forwarding personal effects or money held in trust. This will ensure the clarification of the administrative procedure in the event of the death of a penitentiary inmate.

Anticipated Impact: This initiative would have an impact on families of deceased inmates, and would also provide more effective administration of deceased inmates' effects.

Statutory Authority: The Penitentiary Act, 1960-61, c.53, s.1.

Expected Date of Publication: September, 1988.

Contact: Andrew Graham, Assistant Commissioner, Corporate Policy and Planning, Correctional Service of Canada, 340 Laurier Avenue West, Ottawa, Ontario, K1A 0A9. Tel.: (613) 995-2792.

666-CSC

AMENDMENTS TO THE PENITENTIARY SERVICE REGULATIONS: DISCIPLINARY OFFENCES

The present Penitentiary Service Regulations offer a range of punishments for conviction of a minor offence including: warning, loss of privileges and reimbursement for damages. It is intended to increase this range to include an option to fine an inmate up to a maximum amount of \$10.

Anticipated Impact: This amendment will increase a warden's flexibility to apply more appropriate punishment for minor disciplinary offences. The maximum amount of \$10 is not unduly harsh for some offences and will not cause hardship to those inmates to whom it is applied.

Statutory Authority: The Penitentiary Act, 1960-61, c.53, s.1.

Expected Date of Publication: September, 1988.

Contact: Andrew Graham, Assistant Commissioner, Corporate Policy and Planning, Correctional Service of Canada, 340 Laurier Avenue West, Ottawa, Ontario, K1A 0A9. Tel.: (613) 995-2792.

667-CSC**AMENDMENTS TO THE PENITENTIARY SERVICE REGULATIONS: URINALYSIS TESTS**

The wording of the present Penitentiary Service Regulations requires that a technician complete the analysis of the inmate's urine sample using an approved instrument. It is intended to replace the term "technician" with the term "operator," which more appropriately describes staff who operate urinalysis equipment.

Anticipated Impact: This change will have no substantive impact on the intent or administration of the regulations. The change merely reflects the status of those persons actually using the instrument and completing the analysis.

Statutory Authority: The Penitentiary Act, 1960-61, c.53, s.1.

Expected Date of Publication: November, 1988.

Contact: Andrew Graham, Assistant Commissioner, Corporate Policy and Planning, Correctional Service of Canada, 340 Laurier Avenue West, Ottawa, Ontario, K1A 0A9. Tel.: (613) 995-2792.

668-NPB**AMENDMENT TO THE PAROLE REGULATIONS**

The parole regulations, as written, are excessively detailed and in many ways inappropriate to the National Parole Board's mission statement. In spite of the restrictions that are imposed by the present provisions of the Parole Act with respect to its powers to make regulations, it is felt that this initiative will provide a mechanism to both simplify the regulations pursuant to the Act and to bring the regulations into closer conformity with the National Parole Board mission.

Anticipated Impact: The anticipated impact will be to improve the understanding of the application of the Parole Act and regulations established pursuant to it, by federal and provincial inmates within the jurisdiction of the National Parole Board and by members of the general public whose interests are affected by the decisions of the National Parole Board. There will be little anticipated direct impact on the resource expenditures on the National Parole Board and little if any calculable impact on the Canadian economy.

Statutory Authority: The Parole Act, R.S.C. 1970, c. P-2 as amended.

Expected Date of Publication: It is anticipated that the revised parole regulations will be prepublished in November, 1988.

Contact: Director General, Corporate Management Services, National Parole Board, 9th floor, 340 Laurier Ave-

nue West, Ottawa, Ontario, K1A 0R1. Tel.: (613) 995-1308.

669-N SGC**SCHEDULE OF COUNTRIES UNDER THE TRANSFER OF OFFENDERS ACT**

The Transfer of Offenders Act enables Canada to negotiate multilateral and bilateral treaties with other countries to allow persons convicted of offences in foreign countries to serve their sentences in their home country. The schedule to the Act lists those countries with whom Canada has concluded treaties. The amendment of the schedule is a routine initiative which is undertaken from time to time.

Anticipated Impact: A small number of Canadians and a lesser number of foreign nationals will be affected on the effective date specified by each country upon ratification of an agreement with Canada. The subsequent changes to the schedule will ensure that all interested parties are made aware of these changes.

Statutory Authority: Transfer of Offenders Act (Sec.23) S.C. 1977-78, c.9.

Expected Date of Publication: As necessary to maintain currency of the schedule.

Contact: Dr. Joan Nuffield, Director of Strategic Corrections Policy, Solicitor General Secretariat, 8th Floor, 340 Laurier Avenue West, Ottawa, Ontario, K1A 0P8. Tel.: (613) 990-2646.

STATISTICS CANADA

STATISTICS CANADA FEES ORDER	670-SC
REGULATIONS RESPECTING THE CORPORATIONS AND LABOUR UNIONS RETURNS ACT	671-SC

Roles and Responsibilities

Statistics Canada provides statistical information and analysis on the social and economic life of Canada, its provinces, its regions, its businesses, its institutions and its people, in order to contribute to an understanding of the various aspects of Canada and provide a basis for the development, analysis and evaluation of social and economic policies and programs, for public, business and individual decision-making, and for the general benefit and information of Canadians. It promotes a national statistical program through the coordination of statistical activities of federal departments and agencies with the provinces and territories. Descriptions of the programs of statistics Canada follow.

International and Domestic Economic Statistics: The provision of statistical information and analysis relating to the measurement of the international and domestic components of Canadian economic performance; and the coordination of data collection and aggregation activities with other federal departments and with provinces and territories to minimize response burden on the business community. Examples of measures produced include Gross National Product, Balance of International Payments, industrial output measures and corporate profits.

Socio-Economic Statistics: The provision of statistical information and analysis relating to economic phenomena commonly perceived as having a major impact on conditions of individuals and families; and the coordination of statistical activities on socio-economic issues with other federal departments and agencies and with the provinces and territories. Examples of outputs are the monthly consumer price index and monthly unemployment rate.

Census and Social Statistics: The provision of statistical information and analysis on the Canadian population, its demographic characteristics, and its conditions, including the census of population, and the coordination of statistical activities on social issues with other federal departments and agencies and with the provinces and territories. Examples of outputs include census of population data, population estimates and vital statistics.

Institution Statistics: The provision of statistical information and analysis on the nature and operation of the public and institutional sector; the development and promotion of common concepts and systems; and the coordination of federal, provincial and territorial government statistical activities concerning institutions. Examples of outputs include annual costs of providing health care, education, justice and government services and statistics on the operations of these institutional sectors.

Technical Infrastructure: The provision of an infrastructure of centralized and specialized services, including research and analysis, marketing and information services, classification systems, statistical methods, operations and regional services, and informatics, to efficiently support and deliver the agency's statistical products.

Corporate Management Services: The provision of central direction and management services including man-

agement practices, finance, personnel, and administrative services in support of the agency's program.

Legislative Mandate

Statistics Canada's mandate derives primarily from the Statistics Act which calls upon the agency, under the direction of the minister; to collect, compile, analyse, abstract and publish statistical information relating to the commercial, industrial, financial, social, economic, and general activities and condition of the people; to collaborate with departments of government in the collection, compilation and publication of statistical information, including statistics derived from the activities of those departments; to take the census of population of Canada and the census of agriculture of Canada as provided in the Act; to promote the avoidance of duplication in the information collected by departments of government; and to generally promote and develop integrated social and economic statistics pertaining to the whole of Canada and to each of the provinces thereof and to coordinate plans for the integration of such statistics.

Statistics Canada is also responsible for the collection or provision of specific information under the Corporations and Labour Unions Returns Act.

Other federal statutes also directly or indirectly impose requirements on Statistics Canada to produce data for particular purposes. The list of these statutes includes:

- Family Allowance Act
- Canada Pension Plan Act
- Municipal Grants Act, 1980
- Excise Tax Act
- War Veterans Allowance Act
- Unemployment Insurance Act
- Old Age Security Act
- Income Tax Act
- Banks and Banking Law Revision Act
- Western Grains Stabilization Act
- Supplementary Retirement Benefits Act
- Canada Student Loans Act
- Railway Relocation and Crossing Act
- Railway Act
- Pension Act
- Official Languages Act
- Judges Act
- Federal-Provincial Fiscal Arrangements and Federal Post-Secondary Education and Health Contributions Act
- Electoral Boundaries Readjustment Act
- Combines Investigation Act
- Children of War Dead Act
- Bankruptcy Act
- Canada Council Act
- Health Resources Fund Act
- Winding-Up Act
- Senate and House of Commons Act
- Elections Act
- Salaries Act

Unemployment Assistance Act
Constitution Act, 1980.

Expected Date of Publication: It is anticipated that these amendments to regulations will be prepublished by June 1, 1988.

Contact: J.J. Wiper, Operational Planning and Programming Division, Statistics Canada, R.H. Coats Building (6-Q), Tunney's Pasture, Ottawa, Ontario, K1A 0T6. Tel.: (613) 993-7586.

670-SC

STATISTICS CANADA FEES ORDER

This new order will update the present four Fees Orders, consolidating them into one single document.

Anticipated Impact: This consolidation will reduce the regulatory and administrative burden in maintaining separate fees orders, and facilitate the use of the order by the public at large as a reference document to the pricing system used by Statistics Canada in the provision of "on demand" statistical services.

Statutory Authority: Financial Administration Act, RSC, c.F-10 section 13(b).

Expected Date of Publication: It is anticipated that the consolidated Statistics Canada Fees Order will be published by June 1, 1988.

Contact: J.J. Wiper, Operational Planning and Programming Division, Statistics Canada, R.H. Coats Building (6-Q), Tunney's Pasture, Ottawa, Ontario, K1A 0T6. Tel.: (613) 993-7586.

671-SC

REGULATIONS RESPECTING THE CORPORATIONS AND LABOUR UNIONS RETURNS ACT

The proposed amendments will: exempt corporations from filing the Transfer of Technology Return when similar information has been filed under the Statistics Act; change the Financial Return to include an income statement. This requirement of the legislation was not dealt with in previous regulatory amendments.

Anticipated Impact: Changes to Transfer of Technology reporting will exempt approximately 2,450 corporations from filing the Transfer of Technology Return. Inclusion of the income statement will not increase the burden of response for corporations, as all are currently exempted from filing financial data under CALURA when similar data has been made available under the Statistics Act or the Income Tax Act.

Statutory Authority: Corporations and Labour Unions Returns Act.

TRANSPORT CANADA

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Roles and Responsibilities

The Department of Transport carries out its role through a complex structure which includes a headquarters and four operating groups - marine, aviation, airports and surface transportation activities as well as a number of Crown corporations and agencies with varying degrees of autonomy. Because transportation is so pervasive, and the nature of the department's operations and activities are dynamic, the Department of Transport's regulatory activity is one of the largest and most complex among government departments.

The Policy and Coordination Group conducts substantive studies of the national transportation system in all its complexities and works with departmental components, the regulatory agency, federal and provincial departments, as well as carriers and users of the transportation system, to revise and update legislation so as to reflect current Canadian realities.

The major regulation-making activities of the department result from aviation, airports, marine and surface organization responsibilities for providing and operating transportation facilities and services and for ensuring compliance with operating or manufacturing standards and regulations. An important continuing aspect of these responsibilities is to ensure the national transportation system meets the highest practicable safety standards. This necessitates such undertakings as the provision of aids to navigation for aircraft and ships, road/rail crossings, programs to increase safety in commercial and recreational transportation, occupational safety for transportation employees, regulatory and accident investigation activities, security at airports and ports, and all aspects of the transportation of dangerous goods including labelling inspection, movement and accident response. Complementary to these activities are programs aimed at establishing and monitoring safety standards for essential life protection equipment used in transportation - life jackets, seat belts, etc.

Departmental components administer a multitude of charges, tariffs and fees, most of which are subject to ongoing review and revision to reflect such factors as changes in operating or administrative costs or the impact of changes in collective agreements.

The 1988 Annual Regulatory Plan is organized to reflect the organizational framework of the department. In this way differences in responsibilities, activities, enabling legislation and the segment of the transportation industry served, are recognized.

The provision of certain ferry services is also part of the minister's mandate. As well, the Crown corporations provisions of the Financial Administration Act have a significant impact on the interactions between CN, Air Canada, Marine Atlantic Inc., VIA Rail, the Canada Ports Corporation, other Crown corporations, and the Departmental Administration Activity.

The minister is either the sole shareholder or the designated minister responsible to Parliament for the following Crown corporations:

Canadian National
Air Canada
Canada Ports Corporation and Local Ports Corporations (seven)
St. Lawrence Seaway Authority
VIA Rail Canada
Marine Atlantic Inc.
Pilotage Authorities (four)
Canada Harbour Place Corporation

Legislative Mandate

The major statutes under the jurisdiction of the Minister of Transport are the following:

Aeronautics Act
Air Canada Act, 1977
Arctic Waters Pollution Prevention Act
Atlantic Region Freight Assistance Act
Canada Ports Corporation Act
Canada Shipping Act
Canadian Aviation Safety Board Act
Canadian National Railways Act
Carriage by Air Act
Carriage of Goods by Water Act
Department of Transport Act
Government Railways Act
Hamilton Harbour Commissioners Act
Harbour Commissions Act
Marine Atlantic Inc. Acquisition Act
Maritime Code Act
Maritime Freight Rates Act
Motor Vehicle Fuel Consumption Standards Act
Motor Vehicle Safety Act
Motor Vehicle Tire Safety Act
Motor Vehicle Transport Act
National Transportation Act
Navigable Waters Protection Act
Pilotage Act
Public Harbours and Port Facilities Act
Railway Act
Railway Relocation and Crossing Act
Safe Containers Convention Act
St. Lawrence Seaway Authority Act
Shipping Conferences Exemption Act
Toronto Harbour Commissioners Act
Transport Act
Transportation of Dangerous Goods Act
Western Grain Transportation Act

DEPARTMENTAL ADMINISTRATION

672-TC

AIR SERVICES FEES REGULATIONS

It is planned to increase airport and en route fees paid by aircraft operators. While the levels of the increases cannot be specified at this time, they will be modest. In addition, any increases will be consistent with the department's cost-recovery policy, which aims to ensure that users bear a fair share of the costs of facilities and services provided for their benefit.

Anticipated Impact: The fees to be revised affect aircraft operators and represent only a small percentage of air transportation costs. There will be minimal impact on the public. Users will be consulted and the impact of any changes will be fully considered before any fee increases are implemented.

Statutory Authority: Aeronautics Act, R.S.C. 1970, c.A-3, as amended.

Expected Date of Publication: Winter, 1988 (Part I); Spring, 1988 (Part II).

Contact: A. Andreassen, Director, Cost-Recovery, Transport Canada, Place de Ville, Tower C, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-3850.

673-TC

AIR REGULATIONS (SECTION 820)

It is intended to revise existing fees for air regulatory services including personnel licensing, aircraft licensing, and airworthiness certification. The levels of any increases and new fees are not known at this time but will be modest. Any revisions and new fees would be consistent with the department's cost-recovery policy which aims to ensure that users bear a fair share of the costs of facilities and services provided for their benefit.

Anticipated Impact: The fee revisions and new fees will affect aircraft manufacturers, owners, and operators as well as individuals involved in aviation who are required to be licensed. There will be minimal impact on the general public. Users will be consulted and the impact on them considered before any fee increases are implemented.

Statutory Authority: Aeronautics Act, R.S.C. 1970, c.A-3, as amended.

Expected Date of Publication: Summer, 1988 (Part 1); Autumn, 1988 (Part II).

Contact: A. Andreassen, Director, Cost-Recovery, Transport Canada, Place de Ville, Tower C, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-3850.

674-TC

COAST GUARD RADIO STATION CHARGES REGULATIONS

It is intended to revise the existing fees for services provided by Coast Guard radio stations. The levels of any increases are not known at this time but will be modest. Any revisions required would be consistent with the department's cost-recovery policy which aims to ensure that users bear a fair share of the costs of facilities and services provided for their benefit.

Anticipated Impact: Any fee revisions will affect ship and boat operators using the services of Coast Guard radio stations. These fees represent a minimal fraction of shipping and boating costs. There will be minimal impact on the general public. Research is under way to determine what revisions would be appropriate in light of economic conditions in the marine transportation sector. Users will be consulted and the impact on them considered before any fee increases are implemented.

Statutory Authority: Financial Administration Act, R.S.C. 1970, c.F-10, as amended.

Expected Date of Publication: Summer, 1988 (Part 1); Autumn, 1988 (Part II).

Contact: A. Andreassen, Director, Cost-Recovery, Transport Canada, Place de Ville, Tower C, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-3850.

675-TC

PORT WARDENS TARIFF

It is intended to revise the existing fees for services provided by port wardens. The levels of any fee increases are not known at this time but will be modest. Any revision required would be consistent with the department's cost-recovery policy which aims to ensure that users bear a fair share of the costs of facilities and services provided for their benefit.

Anticipated Impact: Any fee revisions will affect ship owners and operators using the services of port wardens. There will be minimal impact on the general public. These fees represent a minimal fraction of marine transportation costs. Research is under way to determine what revisions would be appropriate in light of economic conditions in the marine transportation sector. Users will be consulted and the impact on them considered before any fee increases are implemented.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: Summer, 1988 (Part 1); Autumn, 1988 (Part II).

Contact: A. Andreassen, Director, Cost-Recovery, Transport Canada, Place de Ville, Tower C, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-3850.

676-TC

TARIFF OF FEES OF SHIPPING MASTERS

It is intended to revise the existing fees for services provided by shipping masters. The levels of any increases are not known at this time but will be modest. Any revision required would be consistent with the department's cost-recovery policy which aims to ensure that users bear a fair share of the costs of facilities and services provided for their benefit.

Anticipated Impact: Any fee revisions will affect ship owners and operators using the services of shipping masters. There will be minimal impact on the public. These fees represent a minimal fraction of marine transportation costs. Research is under way to determine what revisions would be appropriate in light of economic conditions in the marine transportation sector. Users will be consulted and the impact on them considered before any fee increases are implemented.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: Summer, 1988 (Part 1); Autumn, 1988 (Part II).

Contact: A. Andreassen, Director, Cost-Recovery, Transport Canada, Place de Ville, Tower C, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-3850.

677-TC

SHIPS REGISTRY FEES TARIFF

It is intended to revise the existing fees payable under these regulations for services such as the registration, change of name, transfer, transmission, and mortgage of Canadian ships. The levels of any increases are not known at this time but will be modest. Any revision required would be consistent with the department's cost-recovery policy which aims to ensure that users bear a fair share of the costs of facilities and services provided for their benefit.

Anticipated Impact: Any fee revisions will affect ship owners and operators using the services covered under the regulations. There will be minimal impact on the public. These fees represent a minimal fraction of marine transportation costs. Research is under way to determine what revisions would be appropriate in light of economic conditions in the marine transportation sector. Users

will be consulted and the impact on them considered before any fee increases are implemented.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: Summer, 1988 (Part 1); Autumn, 1988 (Part II).

Contact: A. Andreassen, Director, Cost-Recovery, Transport Canada, Place de Ville, Tower C, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-3850.

678-TC

SHIP RADIO INSPECTION FEES REGULATIONS

It is intended to revise the existing fees payable in respect of ship radio inspections. The levels of any increases are not known at this time but will be modest. Any revisions required would be consistent with the department's cost-recovery policy which aims to ensure that users bear a fair share of the costs of facilities and services provided for their benefit.

Anticipated Impact: Any fee revisions will affect ship owners and operators using the radio inspection services covered under the regulations. There will be minimal impact on the public. These fees represent a minimal fraction of marine transportation costs. Research is under way to determine what revisions would be appropriate in light of economic conditions in the marine transportation sector. Users will be consulted and the impact on them considered before any fee increases are implemented.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: Summer, 1988 (Part 1); Autumn, 1988 (Part II).

Contact: A. Andreassen, Director, Cost-Recovery, Transport Canada, Place de Ville, Tower C, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-3850.

679-TC

BOARD OF STEAMSHIP INSPECTION SCALE OF FEES

It is intended to revise the existing fees payable in respect of the inspection of ships and other vessels. The levels of any increases are not known at this time but will be modest. Any revisions required would be consistent with the department's cost-recovery policy which aims to ensure that users bear a fair share of the costs of facilities and services provided for their benefit.

Anticipated Impact: Any fee revisions will affect shipbuilders, owners, and operators using the inspection services covered under the regulations. There will be mini-

mal impact on the public. These fees represent a minimal fraction of marine transportation costs. Research is under way to determine what revisions would be appropriate in light of economic conditions in the marine transportation sector. Users will be consulted and the impact on them considered before any fee increases are implemented.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: Summer, 1988 (Part I); Autumn, 1988 (Part II).

Contact: A. Andreassen, Director, Cost-Recovery, Transport Canada, Place de Ville, Tower C, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-3850.

680-TC

SHIP'S TONNAGE SURVEY AND MEASUREMENT FEES REGULATIONS

It is intended to revise the existing fees payable for the survey and measurement of the tonnage of ships. The levels of any increases are not known at this time but will be modest. Any revisions required would be consistent with the department's cost-recovery policy which aims to ensure that users bear a fair share of the costs of facilities and services provided for their benefit.

Anticipated Impact: Any fee revisions will affect ship owners and operators using the survey and measurement services covered by the regulations. There will be minimal impact on the public. These fees represent a minimal fraction of marine transportation costs. Research is under way to determine what revisions would be appropriate in light of economic conditions in the marine transportation sector. Users will be consulted and the impact on them considered before any fee increases are implemented.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: Summer, 1988 (Part I); Autumn, 1988 (Part II).

Contact: A. Andreassen, Director, Cost-Recovery, Transport Canada, Place de Ville, Tower C, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-3850.

681-TC

SMALL VESSEL REGULATIONS

It is intended to revise the existing fees payable under these regulations for services such as the provision of a horsepower and load capacity plate and construction standard notice. The levels of any increases are not known at this time but will be modest. Any revision re-

quired would be consistent with the department's cost-recovery policy which aims to ensure that users bear a fair share of the costs of facilities and services provided for their benefit.

Anticipated Impact: Any fee revision will affect builders and owners of small vessels. There will be a minimal impact on the general public. Users will be consulted and the impact on them considered before any fee revisions are implemented.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: Summer, 1988 (Part I); Autumn, 1988 (Part II).

Contact: A. Andreassen, Director, Cost-Recovery, Transport Canada, Place de Ville, Tower C, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-3850.

682-TC

AERODROME SECURITY REGULATIONS

The Aerodrome Security Regulations were enacted in August, 1987. These are the first regulations enacted to control security at airports in a comprehensive fashion. After a six month to one year "settling-in" period, the regulations will be reviewed and amended as required to address any residual airport security matters and to make any necessary adjustments to the regulations.

Anticipated Impact: Security at airports will be improved.

Statutory Authority: Aeronautics Act, R.S.C. 1970, c.A-3, as amended.

Expected Date of Publication: November, 1988 (Part I).

Contact: G. Mazowita, Director, Security Policy, Planning and Legislative Programs, Transport Canada, Place de Ville, Podium Building, Ottawa, Ontario, K1A 0N5. Tel.: (613) 990-9619.

683-TC

AIR CARRIER SECURITY REGULATIONS

The Air Carrier Security Regulations will be enacted in the autumn of 1987. These are the first regulations enacted to control air carrier security operations in a comprehensive fashion. After a six month to one year "settling-in" period, the regulations will be reviewed and amended as required to address any residual air carrier security matters and to make any necessary adjustments to the regulations.

Anticipated Impact: Security at airports will be improved.

Statutory Authority: Aeronautics Act, R.S.C. 1970, c.A-3, as amended.

Expected Date of Publication: December, 1988 (Part I).

Contact: G. Mazowita, Director, Security Policy, Planning and Legislative Programs, Transport Canada, Place de Ville, Podium Building, Ottawa, Ontario, K1A 0N5. Tel.: (613) 990-9619.

684-TC

DESIGNATED PROVISIONS REGULATIONS

Amendments are required to the Designated Provisions Regulations to authorize the levying of administrative monetary penalties for violations of the Air Carrier Security Regulations and Aerodrome Security Regulations. Administrative monetary penalties are the most appropriate and effective means of enforcing many provisions of these regulations.

Anticipated Impact: The availability of this enforcement tool will result in greater compliance with aviation security requirements and a more effective use of inspection and enforcement resources.

Statutory Authority: Aeronautics Act, R.S.C. 1970, c.A-3, as amended.

Expected Date of Publication: January, 1988 (Part I).

Contact: G. Mazowita, Director, Security Policy, Planning and Legislative Programs, Transport Canada, Place de Ville, Podium Building, Ottawa, Ontario, K1A 0N5. Tel.: (613) 990-9619.

POLICY AND COORDINATION

685-TC

ACCESSIBILITY STANDARDS REGULATIONS FOR DISABLED PERSONS TO TRANSPORTATION FACILITIES AND SERVICES

Regulations are being developed to prescribe standards by which transportation facilities shall be constructed or retrofitted and by which transportation services shall be provided in order that they are accessible to disabled persons.

Anticipated Impact: Transportation facility and service providers have been developing programs to address the issue of accessibility in the construction and retrofits of

facilities and in the provision of services. This is being done in accordance with a variety of general guidelines, principles and standards prepared by various sources. The new regulations will prescribe common standards for all transportation modes under federal jurisdiction. While there will be an unavoidable economic impact on government and industry service providers, the regulations will provide them with a reasonable approach that will minimize the economic impact. The application of the regulations will take into account such things as the magnitude of the changes required, work that has already been done, and future plans for retrofits and new construction.

Statutory Authority: New or existing transportation legislation; this will be determined in fall, 1987.

Expected Date of Publication: June, 1988 (Part I).

Contact: Jack Gaum, Transportation of Disabled Persons, Policy and Coordination Group, Transport Canada, Place de Ville, Tower C, Ottawa, Ontario, K1A 0N5. Tel.: (613) 991-6411.

686-TC

ATLANTIC REGION SELECTIVE ASSISTANCE REGULATIONS

These regulations will provide for the addition of commodities entitled to subsidization. Manufacturers and producers located in the Atlantic Region provinces and the Gaspé Region of Quebec (east of Levis and south of the St. Lawrence River) may receive a transportation subsidy to permit their commodities to compete with other manufacturers and producers located in the central Canada market area.

Anticipated Impact: The anticipated impact of the amended regulations will be an additional 20% reduction of freight costs for a few commodity items while moving within the Select Territory. The number of items and amount of reduction will depend upon applications received by a screening committee of federal/provincial officials, (Federal/Provincial Committee on Atlantic Region Transportation F/P CART).

Statutory Authority: Maritime Freight Rates Act, R.S.C. 1970, c.M-3 and Atlantic Region Freight Assistance Act, R.S.C. 1970, c.A-18, as amended.

Expected Date of Publication: It is anticipated that Part II publication would take place in the spring and fall, 1988. Exemption from prepublication will be sought.

Contact: Donald Bedier, Senior Advisor, Atlantic Inter-governmental and Industry Relations, Policy and Coordination Group, Transport Canada, Place de Ville, Tower C, Ottawa, Ontario, K1A 0N9. Tel.: (613) 991-6410.

687-TC

COASTING TRADE EXEMPTION ORDER

This order in council exempts foreign ships from Part XV of the Canada Shipping Act under certain terms and conditions. Part XV reserves Canadian coasting trade to British ships. A similar order has been issued annually since 1973.

Anticipated Impact: The impact of this order will be to allow the current system of temporary entry of foreign ships into the Canadian coasting trade under specified conditions when no suitable Canadian ships are available.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: Winter, 1988 (Part I).

Contact: Karen Hecks, International Shipping Policy Branch, Policy and Coordination Group, Transport Canada, Place de Ville, Tower C, Ottawa, Ontario, K1A 0N5. Tel.: (613) 998-0707.

688-TC

RAILWAY PASSENGER LABOUR ASSISTANCE PROGRAM REGULATIONS

These regulations authorize the Minister of Transport to make payments to VIA, CN, and CP toward the cost of labour assistance benefits awarded to railway employees e.g. layoff benefits, relocation expenses, early retirement benefits and severance benefits. Unintentionally, the current wording of the regulations has called into question the department's legal authority to pay outstanding invoices from the railways. There is also an urgent need to introduce a clearer definition of eligibility to ensure that compensation under the program is restricted to initiatives specifically approved by the government.

Anticipated Impact: These amendments will help to minimize the negative impacts on VIA, CN and CP employees resulting from reduced rail passenger services such as the reduction in frequency or discontinuance of a service or the transfer of functions from CN or CP to VIA. The amendments are expected to provide fair and equitable benefits and assistance.

Statutory Authority: Appropriation Acts, No. 1, 1977, S.C. 1976-77, c.7.

Expected Date of Publication: March, 1988 (Part II).

Contact: Louis Ranger, Director, Passenger Policy and Programs Branch, Transport Canada, Place de Ville, Tower C, Ottawa, Ontario, K1A 0N5. Tel.: (613) 998-1918.

689-TC

RAILWAY PASSENGER SERVICES CONTRACT REGULATIONS

These regulations set out the required terms and conditions for reporting and invoicing by VIA before payment is made from government funds; they also prescribe payment arrangements and their authorities. The terms and conditions apply to payments for both operating and capital investment expenses. The current regulations are ambiguous and fail to provide proper contractual arrangements for VIA, the federal government and the freight railway companies. Any delay in taking corrective action would perpetuate the inconsistencies and contractual problems currently encountered.

Anticipated Impact: These regulations will establish an appropriate regime of accountability and government control over payments to VIA.

Statutory Authority: Appropriation Acts, No. 1, 1977, S.C. 1976-77, c.7.

Expected Date of Publication: May, 1988 (Part II).

Contact: Louis Ranger, Director, Passenger Policy and Programs Branch, Transport Canada, Place de Ville, Tower C, Ottawa, Ontario, K1A 0N5. Tel.: (613) 998-1918.

690-TC

SAFETY (HOURS OF SERVICE) REGULATIONS FOR EXTRA-PROVINCIAL MOTOR CARRIERS (MOTOR VEHICLE TRANSPORT ACT AND NATIONAL TRANSPORTATION ACT)

These regulations will provide national uniformity and ensure safety coverage for extra-provincial motor carrier undertakings in areas which are beyond provincial jurisdiction. Specifically, the regulations will specify hours of service for drivers, require drivers to prepare trip reports, allow for inspection of premises (facility audits) and set vehicle maintenance standards. In addition, the regulations will delegate authority to provincial officials for their enforcement. These regulations implement several major components of the new National Safety Code and reflect a federal-provincial agreement on the subject. The jurisdiction over motor carrier safety is divided between the federal and provincial governments and safety code implementation requires regulatory and legislative action by both levels of government. These regulations are the major federal initiative to the implementation of the National Safety Code.

Anticipated Impact: The regulations will allow for effective safety enforcement in areas under federal jurisdiction and, taken in conjunction with the other safety code initiatives, will represent a comprehensive national safety program for motor carriers. This will be a benefit to all highway users.

Statutory Authority: Motor Vehicle Transport Act, S.C. 1987, c.35 and National Transportation Act, S.C. 1987, c.34.

Expected Date of Publication: January, 1988 (Part II).

Contact: Milton House, Motor Carrier Branch, Policy and Coordination, Transport Canada, Place de Ville, Tower C, Ottawa, Ontario, K1A 0N5. Tel.: (613) 998-1905.

691-TC

SAFETY REGULATIONS FOR EXTRA-PROVINCIAL MOTOR CARRIERS (MOTOR VEHICLE TRANSPORT ACT AND NATIONAL TRANSPORTATION ACT)

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Statutory Authority: Motor Vehicle Transport Act, S.C. 1987, c.35 and National Transportation Act, S.C. 1987, c.34.

Expected Date of Publication: March, 1988 (Part II).

Contact: Milton House, Motor Carrier Branch, Policy and Coordination, Transport Canada, Place de Ville, Tower C, Ottawa, Ontario, K1A 0N5. Tel.: (613) 998-1905.

692-TC

ECONOMIC REGULATION OF EXTRA-PROVINCIAL TRUCK UNDERTAKINGS (MOTOR VEHICLE TRANSPORT ACT)

These regulations will provide for national uniformity in all significant areas of extra-provincial truck licensing.

Specifically, they will set out the information required of applicants for licences; the insurance coverage required of licence holders; the criteria for determining the fitness of an applicant to hold a license; the procedures for safety certification and rating of licence applicants/holders; and limitations on licence restriction. In addition, these regulations will exempt corridor operations, that is, operations which move across a province, from the transitional reverse onus test provided in the Motor Vehicle Transport Act, 1987 (MVTA). These regulations implement federal-provincial agreements on truck regulatory reform and provisions of the National Safety Code. These regulations will come into effect upon implementation of the MVTA on January 1, 1988.

Anticipated Impact: These regulations represent a significant advance for setting national standards and procedures for truck licensing. Simplification of the procedures reduce entry costs to truckers. Truck undertakings will benefit from the greater flexibility eased entry will allow them. Generally, the reforms will lead to a more competitive trucking industry. The regulations, for the first time, will introduce a significant safety element into the entry criteria, thus enhancing highway safety for the benefit of all highway travellers.

Statutory Authority: Motor Vehicle Transport Act, S.C. 1987, c.35.

Expected Date of Publication: January, 1988 (Part II).

Contact: Milton House, Motor Carrier Branch, Policy and Coordination, Transport Canada, Place de Ville, Tower C, Ottawa, Ontario, K1A 0N5. Tel.: (613) 998-1905.

AIRPORTS

693-TC

AIRPORT VEHICLE PARKING CHARGES REGULATIONS

The Airport Vehicle Parking Charges Regulations prescribe the fees to be charged for vehicle parking at certain Transport Canada airports. Amendments will be proposed on a semi-annual basis (generally April and October) in order to implement charges or to adjust existing charges to conditions at specific locations.

Anticipated Impact: Added costs to users of airport vehicle parking spaces may be anticipated at certain airports. The fees would be structured so as to be generally comparable to those currently charged at similar parking facilities in the area serviced by the airport.

Statutory Authority: Aeronautics Act, R.S.C. 1970, c.A-3, as amended and the Ministerial Regulations Authorization Order.

Expected Date of Publication: Spring and Fall, 1988 (Part II).

Contact: Catherine V. Herbert, Commercial Development Directorate, Airports Authority Group, Transport Canada, Place de Ville, Tower C, Ottawa, Ontario, K1A 0N8. Tel.: (613) 998-5167.

694-TC

AIRPORT GROUND TRANSPORTATION FEES REGULATIONS

The Airport Ground Transportation Fees Regulations prescribe the fees to be charged for ground transportation permits at airports designated by the minister under Section 4(1) of the Government Airport Concession Operations Regulations. The four airports designated by the minister are: Montreal International Airport (Dorval), Montreal International Airport (Mirabel), Quebec Airport and Toronto - Lester B. Pearson International Airport. Amendments may be proposed introducing or updating specific fees in order to recover a greater proportion of the public costs of commercially operated ground transportation vehicles at these airports.

Anticipated Impact: Amendments could introduce or increase fees for ground transportation operators.

Statutory Authority: Aeronautics Act, R.S.C. 1970, c.A-3, as amended and the Ministerial Regulations Authorization Order.

Expected Date of Publication: Fall, 1988 (Part II).

Contact: Catherine V. Herbert, Commercial Development Directorate, Airports Authority Group, Transport Canada, Place de Ville, Tower C, Ottawa, Ontario, K1A 0N8. Tel.: (613) 998-5167.

695-TC

GOVERNMENT AIRPORT CONCESSION OPERATIONS REGULATIONS

The existing regulations currently define commercial operations that are permitted at Transport Canada Airports, including businesses, advertising and soliciting, ground transportation services such as taxis, limousines and courtesy vehicles. It is intended that the ground transportation services and the other commercial operations will each have separate regulations. The ground transportation portions of the existing regulations will receive minor modifications and refinement. The exact nature of these changes will be determined through consultation with airport staff, but it is anticipated that it will provide management with more efficient and effective means to control

ground-side operations. Regulations concerning terminal concession operators will be expanded and clarified to become a parallel set of regulations covering commercial operations at the airport. These will define, in more specific terms, what kinds of commercial operations will be permitted at government airports, and will provide airport management with the means to ensure that an adequate level of service is provided to the public.

Anticipated Impact: These amendments will enable Transport Canada to more effectively and fairly control the commercial activities taking place at its airports. It will also impact on parties allowed to carry out activities at airports by closing loopholes in the existing regulations and providing Transport Canada management with the means to determine who may operate at the airport and how they operate. This will include provision for penalties to be imposed for non-performance or unacceptable activities.

Statutory Authority: Department of Transport Act, R.S.C. 1970, c.T-15, as amended.

Expected Date of Publication: Spring, 1988 (Part I).

Contact: Henry Moore, Director, Airports Operational Requirements, Transport Canada, Place de Ville, Tower C, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-3729.

AVIATION

696-TC

AIRWORTHINESS STANDARDS FOR ULTRA-LIGHT AEROPLANES: AIR REGULATIONS

The regulations will be amended to adopt the new airworthiness standards for ultra-light aeroplanes that are being proposed by industry.

Anticipated Impact: Safety will be enhanced. There will be only slight economic costs since most of the industry will already be complying with the new airworthiness standards.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Summer, 1988 (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

697-TC

IDENTIFICATION, REGISTRATION AND MARKING OF AIRCRAFT, AIR REGULATIONS, SERIES II

No. 1 - Identification of Aircraft and Aeronautical Products; No. 2 - Aircraft Marking and Registration; No. 3 - Lease and Interchange of Aircraft. These regulations form part of the review and revision of the aeronautics legislation currently being carried out by the department. They consolidate existing provisions, codify relevant departmental policies and practices in relation to the identification of aircraft and aeronautical products and the markings and registration of aircraft, and include the new corporate ownership requirements of the National Transportation Act. No. 3 provides an exemption from the marking and registration provisions of No. 2. No. 3 also provides for a system whereby aircraft can be leased without a specific authorizing order.

Anticipated Impact: Impact will be minor since most requirements are already in effect, and No. 3 will lead to improved efficiency in commercial operations.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28.

Expected Date of Publication: Fall, 1987 (Part I); Summer, 1988 (Part III)

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

698-TC

AERODROMES REGULATIONS, AIR REGULATIONS, SERIES III

No. 1 - Aerodrome Regulations; No. 2 - Airport Regulations; No. 3 - Stolport Regulations; No. 4 - Heliport Regulations; No. 5 - Water and Ice Airport Regulations. These regulations form part of the review and revision of aeronautics legislation currently being carried out by the department. They will consolidate, update and augment existing regulations in order to reflect advances in technology and experience with respect to the certification, operation, physical characteristics, marking and lighting of facilities used for the take-off and landing of aircraft.

Anticipated Impact: The anticipated impact of these regulations is an improvement in safety.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28.

Expected Date of Publication: Winter 1988, Nos. 1, 2, 4 and 5 (Part I) and fall, 1988, No. 3 (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers,

200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

699-TC

PERSONNEL LICENSING, AIR REGULATIONS, SERIES IV

No. 1 - Flight Crew Interpretations and General Provisions Regulations; No. 2 - Air Traffic Controller Licensing Regulations; No. 3 - Aircraft Maintenance Engineer Licensing Regulations; No. 4 - Medical Standards and Procedures Regulations; No. 5 - Maintenance of Competency Regulations; No. 6 - Flight Crew Licence - Permit and Licence Requirements Regulations; No. 7 - Flight Crew Rating Requirements Regulations. These regulations form part of the review and revision of the aeronautics legislation currently being carried out by the department. They will prescribe the standards and procedures for the licensing of aviation personnel. The regulations also prescribe the medical standards and procedures for the issue of licence validation certificates to holders of and applicants for flight crew licences and air traffic controller licences.

Anticipated Impact: The anticipated impact of these regulations on the Canadian economy as a whole is minimal as they are a codification of standards previously set out in the manuals and guides. The aeronautics industry - the main sector of the economy that will be affected - has been extensively consulted on this initiative and, in particular, on any changes to the standards now being codified.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28.

Expected Date of Publication: Spring, 1988 (Part I) Nos. 1, 5, 6, 7. Nos. 2, 3 and 4 will not be completed in the current planning period.

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

700-TC

AIR OPERATIONS REGULATIONS, AIR REGULATIONS, SERIES VI

No. 1 - Interpretation and General Provisions Regulations; No. 2 - Airspace Structure Regulations; No. 3 - Aircraft Requirements Regulations; No. 4 - Pre-flight Inspection Regulations; No. 5 - Aviation Facilities and Services Regulations; No. 6 - Operational Flight Planning Regulations; No. 7 - Flight Plan Filing Regulations; No. 8 - Prohibited and Restricted Cargo Regulations; No. 9 - Transportation of Passengers Regulations; No. 17 - General Flight Rules Regulations; No. 18 - Towing Regulations; No. 20 - Special Aviation Events Regulations; No.

21 - Sport Aviation Regulations; No. 22 - Operation on or in the Vicinity of an Aerodrome Regulations; No. 23 - Emergencies Regulations; No. 24 - Lights and Signals Regulations; No. 25 - Aircraft Lights Regulations; No. 26 - Marshalling Signals Regulations; No. 27 - Identification Zones Regulations; No. 28 - Scatana Regulations; No. 29 - Communications Regulations; No. 30 - Use of Equipment Regulations; No. 31 - In-flight Weather Report Regulations; No. 32 - Speed Restrictions Regulations; No. 33 - Altimeter Setting & Operating Rules Regulations; No. 34 - Sonic and Supersonic Flight Regulations; No. 35 - Special Purpose Operations Regulations; No. 36 - Aircraft Operations on Water Regulations; No. 37 - Cruising Altitude Regulations; No. 41 - Visual Flight Rules Regulations; No. 46 - Instrument Flight Rules Regulations; No. 51 - Flight Plan Closing Regulations; No. 52 - Emergency Locator Transmitter Check Regulations; No. 53 - Reports and Log Entries Regulations; No. 54 - Securing Aircraft Regulations; No. 55 - Overdue Aircraft Regulations; No. 56 - Downed Aircraft Procedures Regulations; No. 57 - Accident and Damage Reporting Regulations. These regulations are part of the review and revision of the aeronautics legislation currently being carried out by the department. They consolidate various regulations, orders and departmental policies and practices that govern an individual's conduct while operating an aircraft.

Anticipated Impact: No substantial impact is anticipated since most of the requirements of the proposed regulations are already in effect.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28.

Expected Date of Publication: Fall, 1988 (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

701-TC

COMMERCIAL AIR OPERATIONS, AIR REGULATIONS, SERIES VII

No. 1 - Air Carrier and General Provisions Regulations; No. 2 - Large Aeroplane Air Carrier Regulations; No. 3 - Small Aeroplane Air Carrier Regulations; No. 4 - Special Purpose Air Carrier Regulations; No. 5 - Flight Training Unit Air Carrier Regulations; No. 6 - Rotorcraft Air Carrier Regulations; No. 7 - Air Carrier Flight Operations Regulations; No. 8 - Air Carrier Aircraft Maintenance Regulations; No. 9 - Air Carrier Certification Regulations; No. 10 - Flight Training Equipment Regulations; No. 11 - Foreign Air Carrier Regulations; No. 12 - Air Carrier Inspection Regulations. These regulations form part of the review and revision of the aeronautics legislation currently being carried out by the department. They consolidate existing regulations, orders and departmental policies relating to the certification and operation of commercial air services.

Anticipated Impact: No substantial impact is anticipated, since most of the requirements of the proposed regulations are already in effect.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28.

Expected Date of Publication: Fall 1988, Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 11, 12 (Part I). No. 10 will not be completed in the current planning period.

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

702-TC

AIRWORTHINESS REGULATIONS, AIR REGULATIONS, SERIES V

No. 1 - General Regulations on Procedures, Flight Authority, Import and Export; No. 2 - Aeronautical Product Design Regulations; No. 3 - Aeronautical Product Manufacture and Distribution Regulations; No. 4 - Aeronautical Product Maintenance Regulations; No. 5 - Continuing Airworthiness Regulations. These regulations form part of the review and revision of the aeronautics legislation currently being undertaken by the department. They will revise, consolidate, update and augment material contained in existing regulations, Air Navigation Orders, standards and practices in order to reflect advances in technology and experience with respect to the design, manufacture, distribution, approval, certification and maintenance of aeronautical products.

Anticipated Impact: These regulations will promote safety and increase efficiency of the Canadian airworthiness system. They will create greater similarities between the Canadian airworthiness regulatory system and those of other states which, in an international industry, should promote greater efficiency in both public and private sector relations.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28.

Expected Date of Publication: Fall, 1988 (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

703-TC

PRIVATE AIRCRAFT LIABILITY INSURANCE REGULATIONS: AIR REGULATIONS, SERIES VI, NO. 10

These regulations will impose minimum liability insurance requirements on operators of aircraft not currently required to be insured by the regulations made by the Canadian Transport Commission.

Anticipated Impact: These regulations will increase the cost of operating a private aircraft by the amount of the new insurance premiums required. Appropriate rates will be established by the insurance companies. Part I notice will be supplemented by other consultation activities.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28.

Expected Date of Publication: Spring, 1988 (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

704-TC

PROTECTIVE BREATHING EQUIPMENT ORDER FOR CREW OF LARGE AEROPLANES

Current Protective Breathing Equipment (PBE) has proven inadequate in in-flight cabin fire/smoke situations. It is proposed to promulgate an Air Navigation Order requiring that large aeroplanes be equipped with PBE equipment which provides crew members with improved visual and respiratory protection as an active counter-measure against the hazards of in-flight fires.

Anticipated Impact: The proposed order will result in improved safety. There will be new costs associated with the manufacture of new aircraft. It is not possible to be specific about costs at this time because of the wide variety of aircraft affected. These requirements will be accepted and applied by other countries including the United States.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Fall, 1988, for Part I publication or concurrently with the publication of parallel requirements by the Federal Aviation Administration of the United States.

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

705-TC

FIRE PROTECTION REQUIREMENTS FOR CARGO AND BAGGAGE COMPARTMENTS OF LARGE AEROPLANES

Current requirements have proven inadequate in typical cargo and baggage compartment fire scenarios. It is proposed to promulgate an Air Navigation Order requiring that the cargo and baggage compartments of large aeroplanes be equipped with materials which meet upgraded flammability standards.

Anticipated Impact: The proposed order will result in improved safety. There will be new costs associated with the manufacture of new aircraft. It is not possible to be specific about costs at this time because of the wide variety of aircraft affected. These requirements will be accepted and applied by other countries including the United States.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Fall, 1988, for Part I publication or concurrently with publication of parallel requirements by the Federal Aviation Administration of the United States.

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

706-TC

IMPROVED FLAMMABILITY STANDARDS FOR MATERIALS USED IN THE INTERIORS OF LARGE AEROPLANES

Current requirements have proven inadequate in in-flight cabin fire situations. It is proposed to promulgate an Air Navigation Order requiring that large aeroplanes be equipped with interior materials which meet upgraded flammability standards.

Anticipated Impact: The proposed order will result in improved safety. There will be new costs associated with the manufacture of new aircraft. It is not possible to be specific about costs at this time because of the wide variety of aircraft affected. These requirements will be accepted and applied by other countries including the United States.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Summer, 1988, for Part I publication or concurrently with publication of parallel requirements by the Federal Aviation Administration of the United States.

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

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707-TC

AERONAUTICAL COMMUNICATIONS STANDARDS AND PROCEDURES ORDER: AIR NAVIGATION ORDER, SERIES I, NO. 1

This order presently does not permit aircraft operating outside of the Montreal Flight Information Region, but still over Quebec, to use the French language. The proposed amendment will permit the use of the French language anywhere in the province of Quebec.

Anticipated Impact: The proposal has no economic impact, and will increase the Canadian airspace in which the French language may be used

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Fall, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

709-TC

AIRCRAFT NOISE OPERATING RESTRICTIONS ORDER: AIR NAVIGATION ORDER, SERIES II, NO. 27

This order will be amended to add Calgary International Airport (runways 28, 16, 10, 25), Edmonton International airport (runway 11), and runways 30 and 34 at Edmonton Municipal Airport to the list of restricted runways in Schedule II.

Anticipated Impact: The extension of the noise restrictions to Edmonton and Calgary airports will improve the environment in those areas by reducing noise caused by aircraft.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Winter, 1988, (Part II).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

708-TC

AIRCRAFT SEATS, SAFETY BELTS AND SAFETY HARNESSSES ORDER: AIR NAVIGATION ORDER, SERIES II, NO. 2

This order will be revoked and replaced with a new order setting out more extensive seat and individual safety belt equipment requirements, including shoulder harnesses, for flight crew and flight attendant seats. The order also introduces the concept of the child restraint system for securing an infant.

Anticipated Impact: The new order will improve the level of safety for those persons required to use shoulder harness installations and effect an overall increase in safety within the passenger cabin. There will be minor costs to modify certain seats, however, the proposed requirements have been the existing manufacturing standards for years.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Winter, 1988, (Part II).

710-TC

GROUND PROXIMITY WARNING SYSTEM ORDER: AIR NAVIGATION ORDER, SERIES II, NO. 22

A new order will be made requiring turbo-jet aeroplanes to install ground proximity warning systems in order to improve flight safety.

Anticipated Impact: This order will increase flight safety. Most aircraft affected by the order already have the required equipment and hence economic impact will be slight.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Winter, 1988, (Part II).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

711-TC

COCKPIT VOICE RECORDER ORDER; FLIGHT DATA RECORDER ORDER: AIR NAVIGATION ORDERS, SERIES II, NOS. 13 AND 14

These orders will be amended to reflect current practices in aviation by revising the parameters that are to be recorded, requiring state aircraft to be equipped with a flight data recorder and a cockpit voice recorder and providing for circumstances under which the minister may grant exemptions. The amendment will clarify the types of aircraft required to be equipped with flight data and cockpit voice recorders and will extend the application of the requirements of the orders to include rotorcraft.

Anticipated Impact: These amendments will improve safety investigations. There will be a financial impact associated with the cost of manufacturing new rotorcraft that will be required to carry this equipment. There will also be new costs imposed on operators of aircraft that do not presently carry the required equipment. It is not possible to be specific about costs at this time. The required regulatory impact analysis, however, will address the questions of both equipment and installation.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Spring, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

712-TC

PRIVATE AIRCRAFT FLIGHT PERMITS ORDER: AIR NAVIGATION ORDER, SERIES II, NO. 3

The establishment of a rotorcraft industry in Canada makes it necessary to provide for the issuance of flight permits for flights of experimental or prototype rotorcraft. The order will be amended to provide for the issuance of these permits to rotorcraft.

Anticipated Impact: The amendment will encourage the rotorcraft industry in Canada by making the testing of its products easier.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Winter, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

713-TC

AIR REGULATIONS (REVOCATION OF SECTION 214.1); AIRCRAFT NOISE EMISSION STANDARDS AND CERTIFICATION ORDER; AIRCRAFT NOISE OPERATING RESTRICTIONS ORDER: AIR NAVIGATION ORDERS, SERIES II, NOS. 21 AND 27

Air Navigation Orders, Series II, Nos. 21 and 27, will be amended so that the requirements will now apply to rotorcraft. References in these orders to International Civil Aviation Organization standards are being changed to refer to Canadian standards as set out in the Airworthiness Manual. Air Navigation Order, Series II, No. 27, will also be broadened to prohibit aircraft from landing at specified noise restricted runways unless those aircraft comply with the noise emission standards set out in the Airworthiness Manual. Air Regulations, Section 214.1, will be repealed since it repeats provisions found in the Aircraft Noise Emission Standards and Certification Order.

Anticipated Impact: Improvement in airport public environment. No economic costs to either the existing helicopter or recreational industry are anticipated by the expansion of the scope of the order as it applies only to those helicopters being manufactured after December 31, 1987, these potential costs will be examined during the development of the required regulatory impact analysis statement.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Winter, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

714-TC

RESTRAINT OF CARRY-ON BAGGAGE ORDER: AIR NAVIGATION ORDER, SERIES VII, NO. 4

This amendment will increase flight safety by placing tighter controls and restrictions on the amount of carry-on baggage brought on board aircraft.

Anticipated Impact: The impact will be an increase in flight safety. This amendment will likely lead to changes in check-in procedures which should have little or no cost implications. Any inconvenience to passengers is expected to be minimal.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Spring, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

715-TC

PRIMARY CATEGORY AEROPLANES

New regulations will be developed to establish standards of airworthiness for aircraft recreational vehicles. It is proposed to define aircraft recreational vehicles in the legislation. Aircraft recreational vehicles are aircraft produced on assembly lines, mainly for the purposes of recreational flying.

Anticipated Impact: The regulations are being developed to establish a set of standards of airworthiness for aircraft recreational vehicles. These regulations will result in an increase in the production of major, single-engine, two to four seat aeroplanes which has been impeded by prohibitive costs of certificate and liability. The intent is to allow industry to design and manufacture small aircraft using simplified procedures at lower costs without decreasing safety.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Fall, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

716-TC

AIR REGULATIONS: SECTION 409 - ALCOHOL BLOOD LEVELS IN CREW

This section will be amended to extend the prohibition presently set out in the Criminal Code of Canada against a person acting as a crew member while he has a blood alcohol level above 0.08%. The amendment will lower the prohibited blood alcohol level to 0%.

Anticipated Impact: Since it is unsafe to operate an aircraft with blood alcohol levels below 0.08%, this amendment will improve safety.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28.

Expected Date of Publication: Winter, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

717-TC

AIR REGULATIONS: SECTION 823 - INTOXICATED PASSENGERS

This section will be amended to provide that no person who appears to be intoxicated or under the influence of drugs is to be permitted on board an aircraft for the purpose of flight.

Anticipated Impact: The amendment will increase flight safety since intoxicated passengers are a safety hazard on board aircraft.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28.

Expected Date of Publication: Spring, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

718-TC

LIFE SAVING EQUIPMENT ORDER: AIR NAVIGATION ORDER, SERIES II, NO. 8

The amendment to the Life-Saving Equipment Order aims at promoting the safety and efficiency of aviation, namely by allowing easier and more timely compliance with the requirements for over-water flights. It also provides for easier inspection and approval of such equipment by government officials. Examples of this life-saving equipment are life jackets and life rafts. The present order requires adherence to specific FAA Technical Standards Orders which in turn do not allow sufficient flexibility to the operator in the purchase of equipment or to Transport Canada inspectors during their surveillance for initial and ongoing compliance.

Anticipated Impact: The amendment will allow the more effective and efficient use of aircraft. It does not impose a further cost factor on the user and could, in some instances, reduce operating costs. The amendment will result in improved aviation safety in that it ensures adequate up-to-date life raft and life-jacket equipment is carried on board aircrafts.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Winter, 1988, (Part II).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

719-TC

DESIGN REQUIREMENTS FOR SMALL AEROPLANES

A new Air Navigation Order will be made to implement design requirements for small aeroplanes with a maximum take-off weight above 5,700 kg and a 10-19 passenger seating configuration in order to bring Canadian requirements for these aircraft into line with those of the United States.

Anticipated Impact: The impact will be slight since the order will apply retroactively to a limited number of new aircraft which in any case were manufactured to the United States' standard.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Fall, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

720-TC

AIR REGULATIONS: SECTION 555 - CATEGORY III OPERATIONS

This provision will be expanded to allow the minister to include provisions and rules applicable to C III operating minima in the Manual of All Weather Operations to allow instrument flight rules aircraft to operate in specified weather conditions.

Anticipated Impact: Due to advanced technology in aircraft instrumentation and ground based facilities for air traffic, it is possible to permit aircraft to operate in weather conditions previously prohibited, without decreasing the safety of the crew and passengers.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28.

Expected Date of Publication: Fall 1988 (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

721-TC

AIR REGULATIONS: SECTION 534 - "POLICE AUTHORITY", "SPECIAL PURPOSE OPERATION"

This amendment redefines "Police Authority" and "Special Purpose Operation". This amendment allows the officers in the Departments of Fisheries and National Parks, while performing their duties, to operate aircraft at lower altitudes than those prescribed. Secondly, this amendment makes it clear that the definition of "special purpose operation" applies to aerial photography and survey only when commercial aircraft are used.

Anticipated Impact: This amendment is positive for the fishing industry in that fishery officers, now allowed to fly at lower altitudes, can better perform their duties of enforcement. The clarification brought to the definition of "special purpose operation" makes the application of the regulation easier. There are no economic implications resulting from the amendments.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28.

Expected Date of Publication: Winter, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

722-TC

AIR REGULATIONS: ADDING SECTION 412 - CABIN ATTENDANT FITNESS

A new regulation will be made to ensure that cabin attendants are in a fit state and able to perform assigned emergency duties and provide leadership during evacuation.

Anticipated Impact: The establishment of fitness standards will improve flight safety.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28.

Expected Date of Publication: Summer, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

723-TC

AIR REGULATIONS: SECTION 831 - OMISSIONS FROM TECHNICAL LOG

In order to maintain the airworthiness of aircraft, certain activities must be performed at specified times and be recorded in the aircraft's log. The regulation will be amended to provide that where there is no entry in the log concerning works for which an entry was required, the non entry will be proof that the work was not performed.

Anticipated Impact: The amendment will improve enforcement of the airworthiness requirements relating to aircraft.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28.

Expected Date of Publication: Fall, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

724-TC

AIR REGULATIONS: SECTION 218 - AIRCRAFT MAXIMUM WEIGHT AND LOADING

Air Regulations, Section 218 is difficult to enforce. The regulation will be amended to bring it into line with current practices and make it more useful from an enforceability perspective.

Anticipated Impact: The amendment will make the provision easier to enforce.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28.

Expected Date of Publication: Spring, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

725-TC

AIR REGULATIONS: SECTION 211 - ISSUANCE OF "BLANKET" FLIGHT PERMITS

Air Regulation, Subsection 211(5) provides for the issuance of a flight permit for an aircraft that is to be flown on a special flight, for example for the purposes of experiment, test, demonstration, or repair. The purpose of this amendment is twofold. First, it sets out more clearly and precisely when a flight permit may be issued. Se-

condly it permits "blanket" authorizations to an air carrier in respect of all its aircraft so that an air carrier does not have to request a flight permit each time one of its aircraft needs to be flown to a base for maintenance. It is not clear from the present wording of Air Regulation, Subsection 211(5) whether "blanket" flight permits are permitted.

Anticipated Impact: This initiative will have minimal social or economic impact as it reflects practices that are currently being carried out by Transport Canada and that industry has already adapted to.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28.

Expected Date of Publication: Winter, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

726-TC

AIR CARRIERS USING LARGE AEROPLANES ORDER: AIR NAVIGATION ORDER, SERIES VII, NO. 2

This order will be amended to add a definition of an "extended range operation." The order will also be amended to add two subsections to address the circumstances under which an air carrier can operate a commercial air service on an extended range operation. An extended range operation is the operation of a transport category aeroplane with one engine inoperative over a route that contains a point that is further than 60 minutes from an adequate airport.

Anticipated Impact: This amendment will positively affect the commercial aviation sector by allowing more efficient use of certain aircraft. There is no impact on passenger safety.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Spring, 1988, (Part I).

Contact Person: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

727-TC

HANG GLIDER AND ULTRA-LIGHT AEROPLANE OPERATIONS ORDER: AIR NAVIGATION ORDER, SERIES V, NO. 24

In order to better regulate the growing use of ultra-light aeroplanes, this order will be amended to allow ultra-light aeroplanes to carry passengers under certain conditions. It will also reduce the restrictions that presently define the airspace in which ultra-light aeroplanes are permitted to operate.

Anticipated Impact: These amendments will allow broader use of ultra-light aeroplanes and hence have a positive impact on the ultra-light aeroplane manufacturing industry.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Fall, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

728-TC

INSTRUMENT FLIGHT RULES FLIGHT INSTRUMENTS AND EQUIPMENT ORDER; ADDITIONAL BANK AND PITCH INDICATOR ORDER: AIR NAVIGATION ORDERS, SERIES V, NO. 22 AND SERIES II, NO. 18

Air Navigation Order Series V, No. 22 is being amended to revise and update the instrument communication and navigation systems required for instrument flight to reflect those presently in use. Air Navigation Order Series II, No. 18 will be revoked since its requirements will be addressed in Air Navigation Order Series V, No. 22.

Anticipated Impact: This amendment will enhance flight safety. Costs will be minimal since the amendments are intended to bring the law into accord with current practices.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Summer, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

729-TC

AIRCRAFT JOURNEY LOG ORDER: AIR NAVIGATION ORDER, SERIES VIII, NO. 2

This order will be amended to provide that a less detailed aircraft journey log must be kept in respect of a private aircraft. There will also be provision for the log to be kept on a computer.

Anticipated Impact: This amendment will ease the regulatory burden for operators of private aircraft. It will have a positive effect on commercial aviation by allowing the use of current record-keeping technology, thus increasing efficiency and reducing costs.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Spring, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

730-TC

AIR REGULATIONS: SECTION 536: RIGHTS OF WAY ON WATER

This regulation will be amended to correct a perceived inconsistency between "right of way" rules of maritime and aviation regulations.

Anticipated Impact: This clarification of rights of way will result in improved safety operations of vessels and aircraft operating on water.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28.

Expected Date of Publication: Fall, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

731-TC

OXYGEN EQUIPMENT ORDER: AIR NAVIGATION ORDER, SERIES II, NO. 9

This amendment will simplify and clarify the order by providing one specific formula for calculating the oxygen requirements for any aircraft.

Anticipated Impact: The amendment will increase flight safety. No costs are anticipated.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Fall, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

732-TC

SPECIAL AVIATION EVENTS SAFETY ORDER: AIR NAVIGATION ORDER, SERIES V, NO. 30

This order is being updated to reflect current industry requirements, to clarify standards and to be more specific about the responsibilities of those involved in the organization and operation of a special aviation event.

Anticipated Impact: The impact will be a clarification of the existing standards. No new requirements are being imposed.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Fall, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

733-TC

AIRCRAFT MAINTENANCE ENGINEER LICENCES PRIVILEGES ORDER: AIR NAVIGATION ORDER, SERIES IV, NO. 6

This order will be revoked and a new order will be promulgated to set out the privileges attaching to aircraft maintenance engineer (AME) licences including new types of AME licences that reflect the current state of the industry.

Anticipated Impact: The impact will be the recognition of the various specialty types of AME licences and an increase in safety.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Winter, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers,

200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

734-TC

THE PERSONNEL LICENCES ORDER; THE PILOT LICENCE PRIVILEGES ORDER: AIR NAVIGATION ORDERS, SERIES IV, NOS. 1 AND 2

Currently the Personnel Licensing Handbook, which is incorporated by reference into the Air Regulations, establishes qualifications for the issuance of flight engineer licences, and balloon, glider and ultra-light pilot licences. These licences and the privileges attached thereto are not addressed in the Air Navigation Orders so the orders will be amended to include them.

Anticipated Impact: Minor impact is anticipated since the amendment to the orders merely brings the law into accord with the existing situation.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Fall, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

735-TC

SPECIAL VISUAL FLIGHT RULES FLIGHT ORDER: AIR NAVIGATION ORDER, SERIES V, NO. 1

This amendment will standardize the conditions under which all types of aircraft may be authorized to operate under instrument flight rules weather conditions without complying with the instrument flight rules. The establishment of a single standard will eliminate the distinction between helicopters and other aircraft and will eliminate unenforceable requirements.

Anticipated Impact: No economic or social costs are associated with this amendment. The proposal will benefit the aviation industry by simplifying and clarifying flying conditions for the operations of aircraft when special visual flight rules weather minima apply.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Winter, 1988, (Part II).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

736-TC**PRIVATE AIRCRAFT FLIGHT PERMIT ORDER:
AIR NAVIGATION ORDER, SERIES II, NO. 3**

This Order will be amended by replacing references to the Engineering and Inspection Manual in the order with references to the appropriate chapters of the Airworthiness Manual. Also, the issuance of flight permits in this order will be replaced by the issuance of a new document called a Special Certificate of Airworthiness.

Anticipated Impact: The amendment will change the document in which certain standards of airworthiness are set out. Also, flight permits used in the order to authorize operations will be replaced by a new authorizing document called a Special Certificate of Airworthiness.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Fall, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

737-TC**CERTIFICATE OF AIRWORTHINESS ORDER:
AIR NAVIGATION ORDER, SERIES II, NO. 4**

This order will be amended to make it consistent with the Aircraft Journey Log Order (Air Navigation Order, Series VIII, No. 2) as it will be amended to reduce certain entry requirements for private aircraft. The order will also be made consistent with the definitions section of the Airworthiness Manual.

Anticipated Impact: This is an administrative amendment to correct inconsistencies.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Fall, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

738-TC**AIR REGULATIONS, SECTION 530: AIRCRAFT
RIGHTS OF WAY**

This amendment will correct a perceived lack of explicit rules regarding rights of way between two power driven heavier-than-air aircraft or between two motorless heavier-than-air aircraft and change "airport" to "aerodrome."

Anticipated Impact: This amendment will clarify the provision and improve flight safety by eliminating a possibly hazardous situation.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28.

Expected Date of Publication: Winter, 1988, (Part II).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

739-TC**EMERGENCY RADIO FREQUENCY AND VISUAL
INTERCEPTION SIGNALS ORDER: AIR
NAVIGATION ORDER, SERIES V, NO. 27**

This amendment will relieve balloons, gliders and ultra-light aeroplanes from the requirement to carry equipment designed for the purpose of relaying signals from one aircraft to another. The amendment will also clarify the applicability of the order.

Anticipated Impact: This amendment will eliminate the requirement presently imposed on owners of balloons, gliders and ultra-light aeroplanes to carry interception signals on board. There will be no reduction in safety. It was never intended to include balloons, gliders and ultra-light aeroplanes within the scope of this order since these aircraft are not equipped to react to the interception signals.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Fall, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

740-TC

FLIGHT RESTRICTIONS, NATIONAL, PROVINCIAL AND MUNICIPAL PARKS ORDER: AIR NAVIGATION ORDER, SERIES V, NO. 10

A General Aviation Study recommended that this order be revoked and that aviation activities be governed by the same authority as other park activities. The revocation will proceed on a case by case basis as the appropriate park authority indicates willingness.

Anticipated Impact: This amendment will change who has the authority over aviation activities at certain parks.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Throughout 1988, as agreement is reached with appropriate park authorities these revocation amendments will be published in Part I.

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

741-TC

AIR CARRIERS USING LARGE AEROPLANES ORDER; AIR CARRIERS USING SMALL AEROPLANES ORDER; ROTORCRAFT AIR TRANSPORT OPERATIONS ORDER: AIR NAVIGATION ORDERS, SERIES VII, NOS. 2, 3 AND 6

These orders will be amended to clearly state that the minister is required to issue an operating certificate where an applicant meets the conditions for an operating certificate set out in the orders.

Anticipated Impact: The impact of this amendment is a drafting change only.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Fall, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

742-TC

AIR REGULATIONS, SECTIONS 211, 700, 701, 702, 703 AND 706: COMMERCIAL AIR OPERATIONS

The amendments made to these provisions will clarify the minister's authority with respect to the inspection of Canadian aircraft operated outside Canada. The amendment will also require operators of Canadian aircraft operated in commercial air services outside of Canada to hold an operating certificate.

Anticipated Impact: These amendments will clarify both the inspection powers of the minister with respect to Canadian aircraft operated outside Canada and the requirements with respect to foreign operation of Canadian aircraft. There will be no additional costs to carry out these inspection duties.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28.

Expected Date of Publication: Spring, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

743-TC

AIR REGULATIONS, ADDING SECTION 708: LIABILITY INSURANCE REQUIREMENTS FOR COMMERCIAL AIR SERVICES

The existing insurance requirements for certain kinds of commercial air services will be remade pursuant to the Aeronautics Act when the new National Transportation legislation comes into effect.

Anticipated Impact: The result of this amendment will be to transfer the existing requirements from the Air Carrier Regulations to the Air Regulations.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28.

Expected Date of Publication: Exemption from prepublication will be sought. Winter, 1988, (Part II).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

744-TC**AIR REGULATIONS, SECTION 516:
SPECIALIZED HELICOPTER OPERATIONS**

The Air Regulations will be amended to require a ministerial authorization for persons to be transported externally in flight in order to provide for operations such as tree cone harvesting and powerline repair.

Anticipated Impact: This amendment will benefit the industry by allowing the use of innovative methods in carrying on operations.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28.

Expected Date of Publication: Fall, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

745-TC**PRIVATE AEROPLANES PASSENGER
TRANSPORTATION ORDER: AIR NAVIGATION
ORDER, SERIES I, NO. 2**

This amendment extends the application of the standards and procedures contained in the order to certain state aircraft. At present the operation of commercial aircraft is regulated under the Air Carriers Using Large Aeroplanes Order, the Air Carriers Using Small Aeroplanes Order, and the Rotorcraft Air Transport Operations Order while private passenger-carrying operations are regulated under this order. There are no regulatory provisions covering state aircraft. A state aircraft is defined as a civil aircraft owned by and exclusively used in the service of Her Majesty in right of Canada or in right of any province.

Anticipated Impact: This amendment will improve safety by requiring state aircraft to comply with requirements.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Winter, 1988, (Part II).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

746-TC**DESIGNATED PROVISIONS REGULATIONS: AIR
REGULATIONS, SERIES I, NO. 3**

The schedule to these regulations will be amended to designate further provisions to which the sections of the Aeronautics Act relating to administrative monetary penalties apply. As a consequence these provisions may be enforced by the assessment of an administrative monetary penalty, instead of a prosecution in the courts. The imposition of the penalty is subject to review by the Civil Aviation Tribunal.

Anticipated Impact: This amendment will increase the number of situations where penalties for the breach of an aviation provision is enforced by administrative action, with review by an administrative tribunal, instead of by prosecution in the courts. Administrative enforcement procedures have been found to be a more suitable method of dealing with breaches of certain types of aviation requirements.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28.

Expected Date of Publication: Spring, 1988, (Part II).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

747-TC**AIR REGULATIONS; AIR NAVIGATION ORDERS:
REVISIONS FOR ENGLISH/FRENCH
CONSISTENCY**

These amendments will be made on an ongoing basis to improve the consistency in meaning between the English and French versions of legislation.

Anticipated Impact: These amendments will clarify the law for users.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28.

Expected Date of Publication: Throughout 1988 as inconsistencies between the English and French versions of Air Regulations and Air Navigation Orders are discovered, amendments will be published.

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

748-TC

THE CRUISING ALTITUDES ORDER: AIR NAVIGATION ORDER, SERIES V, NO. 2

This amendment replaces the current requirement for a ministerial authorization for an exemption from the order's requirements with an identification of circumstances where the order will not apply.

Anticipated Impact: This amendment will benefit the industry and Transport Canada by eliminating the requirement to obtain an exemption in the circumstances set out in the amendment.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Winter, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

749-TC

AIR REGULATIONS: REPLACEMENT OF REFERENCES TO STANDARDS OF AIRWORTHINESS BY REFERENCE TO APPROPRIATE PROVISIONS OF THE AIRWORTHINESS MANUAL

The creation of the Airworthiness Manual which sets out all airworthiness standards for Canadian aircraft makes the reference to standards in the Federal Aviation Regulations, Joint Airworthiness Requirements and International Civil Aviation Organization unnecessary.

Anticipated Impact: These amendments will bring into effect the Airworthiness Manual which sets out Canadian standards of airworthiness.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28.

Expected Date of Publication: It is expected to publish these amendments throughout 1988 in Part I of the *Canada Gazette* as the relevant chapters of the Airworthiness Manual are issued.

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

750-TC

AIR REGULATIONS, SECTION 539: LANDPLANES

This amendment will make it clear that a landplane includes a helicopter equipped with emergency floats.

Anticipated Impact: The impact of this amendment will be clarification of the law.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28.

Expected Date of Publication: Fall, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

751-TC

BOUNDARY CHANGES: AIR NAVIGATION ORDERS

Certain Air Navigation Orders like the Sparsely Settled Areas Order set out boundaries for various types of airspace. When these boundaries are changed, for reasons unrelated to the orders, the orders must be amended to accord with the changes.

Anticipated Impact: These amendments will have no impact other than to bring the orders into line with the existing situation.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28.

Expected Date of Publication: It is expected to pre-publish these routine amendments throughout 1988 as required.

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

752-TC

AIR REGULATIONS: OTHER GROUNDS OF SUSPENSION, CANCELLATION OR REFUSAL TO RENEW

The regulations will be amended to include circumstances and grounds upon which the minister may suspend, cancel or refuse to renew a Canadian aviation document pursuant to section 5.8 of the Aeronautics Act. The circumstances and grounds will address those situations previously addressed by the following Air Regulations [208(7), 213(b), 213(c), 304, 704(b)] that

were inadvertently revoked by section 8 of the Act to Amend the Aeronautics Act, when sections 5.7 to 6.2 of the Aeronautics Act were proclaimed. Section 8 was intended to revoke only those provisions of the Air Regulations that included grounds for suspension or cancellation that would fall within sections 5.9 to 6.1 of the Act. Since these provisions, that were inadvertently revoked set out different grounds, it is necessary to re-enact them under section 5.8.

Anticipated Impact: This amendment will maintain the existing system.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28.

Expected Date of Publication: Fall, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

753-TC

AIRPORT ZONING REGULATIONS FOR CARP, CHATHAM, GERALDTON, HAMILTON, MONCTON, NANAIMO, PICKERING, RED LAKE, ST. ANTHONY, STRATFORD, TORONTO (PEARSON), WINDSOR, CHARLOTTETOWN, FORT FRANCIS, GORE BAY, KENORA, MOOSONEE, PETERBOROUGH, PORT HARDY, RIMOUSKI, SIOUX LOOKOUT, THUNDER BAY, WATERLOO-WELLINGTON, YARMOUTH

These regulations limit the height of buildings, structures and objects, including objects of natural growth, and prohibit waste disposal sites on lands adjacent to or in the vicinity of the airports.

Anticipated Impact: These regulations only affect those landowners who hold property adjacent to or in the immediate vicinity of the airports and have no impact on the general society or the economy. The impact will be increased safety of aircraft manoeuvring in the vicinity of the airport.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28.

Expected Date of Publication: Throughout calendar year 1988.

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

754-TC

FLYING CONTROL LOCKS ORDER: AIR NAVIGATION ORDER, SERIES II, NO. 5

This order will be amended to refer to the design standards for control locks set out in Chapters 523, 525, 527 and 529 of the Airworthiness Manual. A control lock is a device installed in an aircraft to prevent the aircraft from involuntary movement while it is parked.

Anticipated Impact: The amendment will result in a clear reference in the order to the design standards for control locks already set out in chapters of the Airworthiness Manual.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Fall, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

755-TC

DAY VISUAL FLIGHT RULES FLIGHT INSTRUMENTS ORDER; NIGHT FLYING EQUIPMENT ORDER: AIR NAVIGATION ORDERS, SERIES II, NOS. 6 AND 19

These orders will be amended to revoke the requirements to have the installations of "time pieces," instruments, and equipment approved. These installations would constitute a modification and other regulations are in place to cover the approval of modifications.

Anticipated Impact: This amendment will eliminate the administrative time associated with the approval of installations that have already been approved.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Fall, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

756-TC**AIR REGULATIONS, SERIES III, NO. 6: ADDING SECTION 317 AND AMENDING SECTION 534: AIRCRAFT OPERATING SITE PERMITS**

This legislation will authorize the issuance of "temporary operating site permits" to allow aircraft to land in built-up areas for limited periods of time. Currently in these situations, aircraft must obtain a ministerial authorization pursuant to section 534(7) of the Air Regulations.

Anticipated Impact: These amendments will clarify the requirements and procedures for granting temporary approval for the operation of aircraft over built-up areas. The public will be better served by the issuance of a standard authorization document than by the current practice of granting exemptions to Air Regulation 534. The economic costs and benefits will be minimal since approvals are already being processed under existing Air Regulation 534.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28.

Expected Date of Publication: Winter, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

757-TC**SPARSELY SETTLED AREAS ORDER: AIR NAVIGATION ORDER, SERIES V, NO. 12**

This order will be amended to expand the area presently defined as a sparsely settled area and to change the emergency equipment list that sets out the equipment required to be carried by an aircraft on a flight within a sparsely settled area.

Anticipated Impact: There will be an increase in the number of aircraft operating within sparsely settled areas and hence additional equipment costs for the operators of those aircraft. Safety will be enhanced by the requirement to carry additional emergency equipment.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28 and Air Regulations, C.R.C. 1978, c.2, as amended.

Expected Date of Publication: Fall, 1988, (Part I).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

758-TC**STANDARDS AND PROCEDURES FOR FLIGHT TRAINING UNITS: AIR REGULATIONS, SECTION 403: STANDARDS AND PROCEDURES FOR FLIGHT TRAINING UNITS**

The Dubin Commission on Aviation Safety recommended that standards and procedures be developed for the provision of flight training by organizations and individuals to applicants for flight crew licences and ratings. This amendment will allow for the incorporation of these standards and procedures as set out in the Personnel Licensing Handbook.

Anticipated Impact: This amendment will improve safety by making the existing standards enforceable. Costs will be minimal since the amendment reflects practices that are currently carried out by the industry.

Statutory Authority: An Act to amend the Aeronautics Act, S.C. 1985, c.28.

Expected Date of Publication: Spring, 1988, (Part II).

Contact: E.A. MacNab, Chief, Aeronautical Legislation and Regulations, Transport Canada, Centennial Towers, 200 Kent Street, Ottawa, Ontario, K1A 0N8. Tel.: (613) 990-1221.

MARINE

759-TC**VESSEL TRAFFIC SERVICES REGULATIONS**

These regulations enable coast guard personnel to provide advice, guidance or mandatory instruction to vessels operating in Canadian waters to ensure safe, expeditious traffic flow. They will also replace the existing mix of mandatory and voluntary rules with a common regulatory regime applied nationally.

Anticipated Impact: These regulations will contribute to the protection of lives, shipping, property and the environment.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: January, 1988, (Part I).

Contact: H.H. Whiteman, Chief, Vessel Traffic Services, Aids and Waterway Branch, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 990-3031.

760-TC

EASTERN CANADA TRAFFIC ZONE REGULATIONS

These regulations establish a Vessel Traffic Services system which will monitor and screen Canadian and foreign vessels inbound to eastern Canada. Vessels over 500 Gross Registered Tons are required to provide specific information as to their condition, cargo, and compliance with Canadian regulations. Vessels identified as being in a non-compliant state, or which have defective equipment onboard, are given instructions on how to compensate for the situation. This initiative follows the enactments of amendments to the Canada Shipping Act. The revised Section 730 no longer provides legislative authority for the Eastern Canada Traffic Zone Regulations (ECAREG); therefore, new regulations must be written under a new section of the Canada Shipping Act to maintain regulatory continuity.

Anticipated Impact: Because there is no net regulatory difference between these regulations and the former regulations, there will be no additional regulatory burden placed on the marine industry.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: January, 1988, (Part I).

Contact: H.H. Whiteman, Chief, Vessel Traffic Services, Aids and Waterway Branch, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 990-3031.

761-TC

EMERGENCY POSITION INDICATING RADIO BEACON REGULATIONS

This is a safety related issue providing improved means to find the survivors of shipping casualties. The 1983 Chapter III of Safety of Life at Sea (SOLAS) 1974 requires carriage of Emergency Position Indicating Radio Beacons (EPIRBs) on Convention ships. A need to improve the ability to locate ships in distress and survivors of shipwrecks has been identified. Carriage requirements for ships to be fitted with Indicating Radio Beacons will be addressed.

Anticipated Impact: The manufacturing sales and service of EPIRBs will be facilitated. Each EPIRB required to be carried will cost approximately \$2,000; this cost will be borne by the users. Improved search and rescue will result, combined with substantial savings in manpower and equipment.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: January, 1988, (Part I).

Contact: M.J. Hubbard, Chief, Ship Operations, Ship Safety Branch, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 992-2519.

762-TC

SHIP STATION TECHNICAL REGULATIONS

This proposed amendment is complementary to the proposed regulations respecting Emergency Position Radio Beacons. This is a safety related issue addressing the technical characteristics, installation, operation and inspection of Emergency Position Indicating Radio Beacons (EPIRBs) required to be carried on board ships. EPIRBs allow for the alerting of shore-based search and rescue (SAR) services either by automatic, in the case of a ship sinking, or by manual means for other distress situations. These devices provide a high level of location accuracy, to within five kilometres, and operate on a world-wide basis including all areas of the Canadian Arctic through the COSPAS/SARSAT satellite system. There will be a float-free device for automatic or manual operation and a Class II which will be a hand-held manually operated device that can be taken on board survival craft.

Anticipated Impact: It is anticipated that, as a direct result of the new regulations, the safety of life at sea will improve and a more efficient use of SAR resources will be made. Additional costs imposed by these regulations are estimated to be about \$2,000 per EPIRB. It will also provide an opportunity for Canadian industry to participate in the development of new technology with international application.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: January, 1988, (Part I).

Contact: W.C.T. Spence, Chief, Policy and Regulations, Telecommunications and Electronics Directorate, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 998-1564.

763-TC

ARCTIC SHIPPING POLLUTION PREVENTION REGULATIONS

An amendment to the regulations is required to extend the dates for some vessels operating in certain Shipping Safety Control Zones. There is a requirement to authorize the continued operation of some vessels during dates that are presently only permitted on a restricted annual basis. The amendment would establish the season extensions and standards that must be met by certain types of vessels carrying more than 453m³ of oil while navigating in specified zones.

Anticipated Impact: The amendment will reflect the intent of the enabling legislation by reducing some of the restrictive conditions presently applied. There will be no additional compliance cost to the private sector due to these changes. Changes in cost to the government should be negligible as existing resources are already allocated to the required functions.

Statutory Authority: Arctic Waters Pollution Prevention Act, R.S.C. 1970, c.2 (1st Supp.), as amended.

Expected Date of Publication: January, 1988, (Part I).

Contact: C. Norris, Senior Surveyor Regulations Development Machinery, Arctic Ship Safety, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 991-6002.

764-TC

SMALL FISHING VESSEL INSPECTION REGULATIONS: BUNKERS

These amendments are intended to improve safety standards with respect to fuel bunkering storage and use. In particular, they will improve safety on small fishing vessels fitted with gasoline-fuelled engines. Such improvements include space ventilation and operational procedures.

Anticipated Impact: Ship damage and, at times, total ship loss, following fuel vapours explosion and fire, will be reduced. Through enforcement procedures personnel injury to crews will be reduced; the need for search and rescue missions should also be minimized.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: Winter, 1988, (Part I).

Contact: G.C. Johnson, Senior Standards Surveyor, Ship Safety Branch, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 991-3022.

765-TC

SMALL FISHING VESSEL INSPECTION REGULATIONS: MINIMUM NUMBER OF BULKHEADS AND MEANS OF ESCAPE

This amendment originates from recommendations made by Courts of Inquiry into the sinking of two fishing vessels. The courts recommended that small fishing vessels (other than those of open construction) should be fitted with not less than two transverse watertight bulkheads and at least two means of escape from crew quarters.

Anticipated Impact: This amendment will impose a small additional cost to the fishing industry but will result in more safely constructed fishing vessels. No impact is foreseen with respect to any other sector of the Canadian society or economy.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: Winter, 1988, (Part I).

Contact: T.G.W. Brown, Chief, Design and Construction, Ship Safety Branch, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 991-3159.

766-TC

CLASSED SHIPS INSPECTION REGULATIONS

Some shipowners claim they are bearing an unnecessary financial burden because their ships undergo two similar inspections for commercial and statutory purposes. Classification societies, such as Lloyds, American Bureau of Ships, Norske Veritas, etc. survey and classify ships for commercial insurance and charter market purposes. Government inspectors carry out statutory inspections for purposes of safety. These new regulations will permit the delegation, to recognized classification societies, of certain statutory safety inspections, which will be carried out concurrently with the classification society surveys. Initially, the delegation of statutory inspections will be limited to the hull, machinery and anchoring equipment of tugs and inland waters dry cargo ships. Statutory inspections of ship safety equipment, such as life-saving appliances, fire-detection and extinguishing equipment, will continue to be carried out by Canadian Coast Guard inspectors. Minor consequential amendments will be necessary to the Scale of Fees Regulations and to the Inspection Certificate Form for Non-Safety Convention Ship Regulations.

Anticipated Impact: Government inspection fees will be reduced for shipowners; however, class inspection fees may rise to compensate for the additional work being carried out by class surveyors. Fewer Coast Guard Ship Safety Inspectors will be required.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: Winter, 1988, (Part I).

Contact: T. Fleck, A/Chief, Pollution Prevention, Regulations, Planning and Special Projects, Ship Safety Branch, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 991-3166.

767-TC

MARINE MACHINERY REGULATIONS

These amendments will update the existing Marine Machinery Regulations. They combine a number of existing Regulations and take into account the requirements of the 1974 Safety of Life at Sea (SOLAS) Convention, its 1978 Protocol, 1981 and 1983 Amendments. The Convention and its Protocol are in force internationally. Regulations applicable to the electrical systems of ships, previously included in the document, have been removed in order to facilitate separate regulatory coverage; the title has therefore been amended.

Anticipated Impact: Little impact is foreseen as the new regulations will utilize, where at all possible, the rules and codes of International Ship Classification Societies. Furthermore international shipping is presently required to meet the 1974 SOLAS Convention, its Protocol and Amendments.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: April, 1988, (Part I).

Contact: G.C. Johnson, Senior Standards Surveyor, Ship Safety Branch, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 991-3022.

768-TC

POLLUTION PREVENTION REGULATIONS

There is a need to protect the marine environment from pollution which originates from operational and accidental discharges of pollutants from ships. These pollutants include oil, chemicals, sewage and garbage. New regulations are being introduced to improve Canada's marine pollution prevention program and to implement the provisions of the International Convention for the Prevention of Pollution from Ships, and the Protocols of 1973 and 1978 (MARPOL 73/78). The new regulations will initially implement Annexes I and II of MARPOL 73/78 which deal with oil and bulk chemicals respectively. As a signatory to the Convention, Canada must enact these regulations. Future amendments to the regulations are also planned in order to implement the optional Annexes III, IV and V of MARPOL 73/78 dealing with prevention of pollution from packaged chemicals, sewage and garbage respectively.

Anticipated Impact: Regardless of whether Canada accedes to MARPOL 73/78, all ships trading internationally are now obliged to comply with MARPOL 73/78 as a condition of entry to foreign ports. Four-year cost expenditures totalling \$12.6 M were estimated for implementation of the Convention Annex I (Oil) provisions. Costs for the conversion of chemical tankers to meet MARPOL Annex II provisions could be up to \$520 K per ship, however, very few chemical tankers are operated

under the Canadian flag. Since both Annex I and Annex II are now in force internationally, most Canadian foreign-going ships have already been equipped and inspected to MARPOL 73/78 standards. Moreover, the costs of MARPOL 73/78 should already be reflected in world-wide freight rate charges, hence, the Canadian consumer should not observe any noticeable increase in prices as a result of Canada's forthcoming accession to MARPOL 73/78. Social benefits of the new regulations will accrue, both nationally and internationally, in the form of a cleaner marine environment and will be manifested in improved recreational amenities, including health and aesthetic improvements. All elements of the shipping industry have been consulted on the proposed introduction of these regulations over the past several years.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: April, 1988, (Part I).

Contact: T. Fleck, A/Chief, Pollution Prevention, Regulations, Planning and Special Projects, Ship Safety Branch, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 991-3166.

769-TC

GOVERNMENT WHARVES REGULATIONS: TARIFF

An amendment to the Government Wharves Regulations is required to increase wharfage, berthage, storage, and summer and winter lying-up charges by nine percent. Related changes to the regulations respecting the imposition of these charges are also required. A small number of new commodities may be subject to the revised tariff to the wharfage charges tariff structure and other minor changes may be made. The proposal will come into effect in early 1988.

Anticipated Impact: The proposal would affect all users of public port facilities and would increase the charges levied for use of these facilities. Charges under the Government Wharves Regulations were last increased in June 1986. Prior to that time, increases had been relatively infrequent and generally of a small magnitude. The increases are required in support of the federal government's deficit-reduction initiative. The proposal is based on an across-the-board increase to most charges, in order to achieve equity among all users.

Statutory Authority: Public Harbours and Port Facilities Act, R.S.C. 1970, c.G-9, as amended.

Expected Date of Publication: February, 1988, (Part I).

Contact: J.E. Murray, Director, Program Management, Harbours and Ports Directorate, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 993-5792.

770-TC

PUBLIC HARBOURS REGULATIONS: TARIFF

An amendment to the Public Harbours Regulations is required to increase the number of times - from two to three annually - that harbour dues will be assessed. It will also introduce a new category of charges which will be assessed on vessels normally operating within a public harbour. The amendment would enable the Harbours and Ports directorate to move more closely towards the manner of assessing harbour dues in line with other port systems. The proposal will come into effect in early 1988.

Anticipated Impact: No major impact is anticipated as a result of this proposal. Some impact will be felt by those classes of vessels for which the new charge is being proposed. Charges under the Public Harbours Regulations were last increased in June, 1986, but prior to that time increases had been relatively infrequent and generally of a small magnitude. The amendment is required in support of the federal government's deficit reduction initiatives.

Statutory Authority: Public Harbours and Port Facilities Act, R.S.C. 1970, c.G-9, as amended.

Expected Date of Publication: February, 1988, (Part I).

Contact: J.E. Murray, Director, Program Management, Harbours and Ports Directorate, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 993-5792.

771-TC

SHIP SOURCE OIL POLLUTION FUND REGULATIONS

These regulations are required for the purpose of annually adjusting the levy and the limit of liability of the Ship Source Oil Pollution Fund (SSOPF) and also for determining the rate of interest earned on funds in the SSOPF. Additionally, these regulations set out the manner in which information concerning movement of oil is filed, for the purpose of calculating the amount of any obligations which the SSOPF may have to the International Oil Pollution Compensation Fund.

Anticipated Impact: The impact of these amended regulations will be minor. These regulations will marginally increase the paperburden on receivers of oil.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: July, 1988, (Part I).

Contact: F.H. Sherwin, Director, Executive Services, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 990-3068.

772-TC

ARCTIC SHIPPING POLLUTION PREVENTION REGULATIONS

These amendments regulate the transfer and handling of oil. The present requirements in the Oil Pollution Prevention Regulations for the transfer and handling of oil do not apply in the Arctic Shipping Safety Control Zones. This amendment will provide for an equivalent level of environmental protection in the Arctic.

Anticipated Impact: These regulations will reduce the risk to the environment from oil pollution; they will also address safety requirements for ships' crews and ships.

Statutory Authority: Arctic Waters Pollution Prevention Act, R.S.C. 1970, c.2 (1st Supp.), as amended.

Expected Date of Publication: September, 1988, (Part I).

Contact: C. Norris, Senior Surveyor Regulations Development Machinery, Arctic Ship Safety, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 991-6002.

773-TC

CERTIFICATION REGULATIONS

These regulations are required as a result of amendments to the Canada Shipping Act. They will also implement the provisions of the International Convention on Standards of Training, Certification and Watchkeeping for Seafarers, 1978. All current regulations dealing with qualifications for ships' personnel are to be revoked and their provisions amended to reflect the above Convention. The existing regulations will be consolidated into these Certification Regulations.

Anticipated Impact: As these sections are largely a consolidation of existing regulations, changes are limited to those provisions which implement the Convention and which are not presently a feature of the Canadian crew certification system. This regulatory initiative is designed to increase the safety of ship operations by improving the qualifications and proficiency of key crew members. The total estimated cost to government and industry of these additional measures is \$23.5 million over a five year period or approximately \$4.7 million annually.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: September, 1988, (Part II).

Contact: J. Daniels, Chief Certification and Training, Ship Safety Branch, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 991-3117.

774-TC

MANNING REGULATIONS

These regulations are required as a result of amendments to the Canada Shipping Act. In concert with the revision of the Certification Regulations, all current regulations - four in number - dealing with the manning of ships, and the carriage of these certificated persons, are to be revoked and their provisions consolidated in the Ship Manning Regulations. These regulations will also address the concerns raised by the Standing Joint Committee of the Senate and of the House of Commons on Regulations and Other Statutory Instruments with respect to the Non-Canadian Ships Safety Order.

Anticipated Impact: As these sections are almost wholly a consolidation of existing provisions, there will be no significant social or economic cost impact.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: September, 1988, (Part II).

Contact: J. Daniels, Chief, Certification and Training, Ship Safety Branch, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 991-3117.

775-TC

HULL CONSTRUCTION REGULATIONS

The Hull Construction Regulations presently in force include requirements for the stability and subdivision of passenger ships in accordance with the International Convention for the Safety of Life at Sea, 1960 (SOLAS). The primary purpose of the proposed amendment is to implement the updated requirements of SOLAS 1974, as amended by the 1978 Protocol to the Convention and Resolutions MSC 1 (XLV) and MSC 6 (48) of the International Maritime Organization.

Anticipated Impact: These amendments reflect technological developments in ship design and should have no significant impact with respect to ship construction costs. There will be no direct impact on any other sector of the Canadian society or economy.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: June, 1988, (Part I).

Contact: T.G.W. Brown, Chief, Design and Construction, Ship Safety Branch, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 991-3159.

776-TC

HULL INSPECTION REGULATIONS

There is a need to update certain sections of the regulations as well as to implement the recommendations made by the Court of Inquiry concerning the loss of the ferry *William Carson* off the coast of Labrador on June 3, 1977, dealing with the hull thickness gauging requirements of a ship.

Anticipated Impact: The amendment will make Coast Guard inspection procedures complementary with classification societies' requirements and will thus contribute to increased ship operational efficiency. No significant impact is foreseen with respect to any other sector of the Canadian society or the economy.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: September, 1988, (Part II).

Contact: T.G.W. Brown, Chief, Design and Construction, Ship Safety Branch, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 991-3159.

777-TC

ORDER TO CHARGE A FEE FOR ISSUING A 1969 CIVIL LIABILITY CONVENTION CERTIFICATE

This will permit a minister's order to charge a fee of \$25 for the issuance of certificates to oil tankers. These certificates certify that there is, in force, a contract of insurance, or other security, which satisfies the requirements of Article VII of the 1969 Civil Liability Convention on Oil Pollution Damage and the Canada Shipping Act.

Anticipated Impact: It is anticipated that approximately thirty certificates per year will be issued to Canadian flag tankers that carry more than 2,000 tons of oil in bulk as cargo. Most of these tankers already have certificates issued by other countries, for which a fee is charged. The 1969 Convention requires that flag states issue such certificates to ships registered in their states.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: April, 1988, (Part II).

Contact: F.H. Sherwin, Director, Executive Services, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 990-3068.

778-TC

DECLARATION OF PUBLIC HARBOUR

The Public Harbours and Port Facilities Act provides for the declaration of public harbours by order of the Governor in Council. It is intended to declare Argentina, Newfoundland as a public harbour.

Anticipated Impact: The proposal will have a minor impact on the users of public harbours. The declaration of a public harbour would result in the Public Harbours Regulations being applicable. These regulate vessel activity and provide for the imposition of harbour dues, to a maximum of twice annually in any public harbour. The proposal would enable the appointment of a harbour master to oversee the day-to-day operation of the public harbour thereby contributing to the attainment of safety and security objectives.

Statutory Authority: Public Harbours and Port Facilities Act, R.S.C. 1970, c.G-9, as amended.

Expected Date of Publication: Fall, 1988, (Part I).

Contact: J.E. Murray, Director, Program Management, Harbours and Ports Directorate, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 993-5792.

779-TC

LIFE SAVING EQUIPMENT REGULATIONS

This amendment is a safety-related issue which addresses lifesaving equipment on ships. A major revision to Chapter III of the Safety of Life at Sea Convention 1974 (SOLAS) became effective on July 1, 1986. Canada is a signatory of this convention and thus has to comply with the new requirements. A revision of the subject regulations will bring Canadian legislation in line with SOLAS.

Anticipated Impact: The new regulations will be easier for the user to understand. Canadian ships will be accepted in foreign Convention ports as being in compliance and Canadian manufacturers of lifesaving equipment will meet international standards, enabling them to sell abroad. Passengers and crews of Canadian ships will, therefore, be better protected in the event of a marine emergency. Additional costs imposed by these regulations will not exceed \$500,000 per vessel and in cases of some smaller ships, could result in savings because more choices will be available. The regulations apply only to new vessels on Convention voyages, which represent less than 5% of the Canadian commercial fleet.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: June, 1988, (Part II).

Contact: M.J. Hubbard, Chief, Ship Operations, Ship Safety Branch, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 991-3131.

780-TC

SHIP STATION TECHNICAL REGULATIONS

This proposed amendment is directly related to the proposed Life Saving Equipment Regulations Amendment. It addresses a safety-related issue concerned with lifesaving equipment on ships. An amendment to the Life Saving Equipment Regulations will require certain Canadian ships to carry one or more two-way Very High Frequency radiotelephones for communications between survival crafts and ship, and between ship and rescue boat. The apparatus will be portable and be so designed that it can be used in an emergency by an unskilled person.

Anticipated Impact: Passengers and crews of Canadian ships will be better protected in the event of a marine emergency by being provided with an effective means of communication with Search and Rescue forces. Additional costs imposed by this amendment are estimated to be about \$1,000 per unit for those ships required to comply with the regulations.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: June, 1988, (Part II).

Contact: W.C.T. Spence, Chief, Policy and Regulations, Telecommunications and Electronics Directorate, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 998-1564.

781-TC

SAFETY CONVENTION SHIP CERTIFICATE REGULATIONS

These regulations will be amended to prescribe a new format for Ship Inspection Certificates for ships required to meet the terms of the 1974 Safety of Life at Sea (SOLAS) Convention, its 1978 Protocol and Amendments all of which are now in force internationally.

Anticipated Impact: The impact is simply a change in format for the new certificate. The minimal costs involved for the new forms will be borne by the government.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: March, 1988, (Part I).

Contact: G.C. Johnson, Senior Standards Surveyor, Ship Safety Branch, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 991-3022.

782-TC

NON-SAFETY CONVENTION SHIP CERTIFICATE REGULATIONS

These regulations will be amended to prescribe a new format for Ship Inspection Certificates for ships not required to conform to the 1974 Safety of Life at Sea (SOLAS) Convention, and its amendments. The new regulations will delete some redundant certificate forms and revise existing certificates in order to meet the requirements of recent amendments to the Canada Shipping Act.

Anticipated Impact: The impact is simply a change in format for the new certificate. The minimal costs involved for the new forms will be borne by the government.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: March, 1988, (Part I).

Contact: G.C. Johnson, Senior Standards Surveyor, Ship Safety Branch, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 991-3022.

783-TC

DANGEROUS GOODS SHIPPING REGULATIONS

The amendment is proposed so as to incorporate into existing regulations the latest amendments (23/86 and 24/86) to the International Maritime Dangerous Goods Code (IMDG Code). This code is the interpretation of Part A, Chapter 7 of the International Convention for the Safety of Life at Sea. Canada is a signatory to this Convention and for which Canada must enact regulations to implement its terms. The amendment also corrects a minor error in the French version of the regulations.

Anticipated Impact: Amendment 23/86 to the IMDG Code was proclaimed in force internationally on April 6, 1987. The amendment requires that dangerous goods in packaged form which are severe marine pollutants be labelled in accordance with the requirements of the International Convention on the Prevention of Marine Pollutants. The amendment also identifies the dangerous substances which must be properly labelled. Amendment 24/86 to the IMDG Code takes into account new technologies, lists of newly-developed chemicals entering world-wide trade and provides updated Emergency Response procedures. It also continues the general editing of the code itself. Neither of these amendments are considered to have much financial impact. It is important

that the Canadian importers and exporters of dangerous goods have their products labelled and shipped in conformity with international packaging standards to prevent detention or rejection of such goods at delivery as a result of non-compliance with these international requirements.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: March, 1988, (Part I).

Contact: Capt. C.G. Jones, Senior Surveyor, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 991-3143.

784-TC

VHF RADIOTELEPHONE PRACTICES AND PROCEDURES REGULATIONS

This proposed amendment addresses a safety-related issue. Because of serious radio congestion on the VHF distress and calling frequency within the Great Lakes Basin, the Canadian and U.S. Coast Guards have agreed to make changes to the Agreement between Canada and the United States for Promotion of Safety on the Great Lakes by Means of Radio, 1973. The large volume of radio traffic on the distress and calling frequency, channel 16, has caused serious problems for vessels wishing to exchange navigational information on collision avoidance action. The countries have agreed to designate channel 13 as the bridge-to-bridge frequency. This amendment will give effect to the changes to the Great Lakes Radio Agreement.

Anticipated Impact: The economic impact of these amendments will be restricted to a few small Canadian vessels which either carry passengers or are normally engaged in towing operations. They may have to install or carry an additional radio facility. This will ensure that they are capable of full participation in the safety and information system provided by bridge-to-bridge and other radio communications systems. A dedicated channel for navigational communications will impact favourably on safety by providing reliable and timely collision avoidance information.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: March, 1988, (Part I).

Contact: A.N. MacFarlane, Senior Surveyor, Navigation Safety, Ship Safety Branch, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 991-3137.

785-TC**LARGE FISHING VESSEL INSPECTION REGULATIONS: MEANS OF ESCAPE**

This amendment stems from recommendations of a Court of Inquiry into the sinking of two fishing vessels, *Stanley Clipper* and *Jorge B.* The court recommended that crew accommodation quarters be provided with at least two escape routes, where only one escape route, such as exit door or hatch, currently exists.

Anticipated Impact: This amendment will cause a minimum additional cost to the fishing industry as the secondary means of escape may be a window or a scuttle of adequate size. No impact is foreseen with respect to any other sector of the Canadian society or economy.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: Spring, 1988, (Part I).

Contact: T.G.W. Brown, Chief, Design and Construction, Ship Safety Branch, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 991-3159.

786-TC**LARGE FISHING VESSEL INSPECTION REGULATIONS: FUEL BUNKERING**

Vessels built before June, 1974, previously exempt from the requirements for the emergency stopping of the vessel, will no longer have this exemption. As a result fuel oil systems in vessels will require protection where oil leakage may impinge on heated surfaces.

Anticipated Impact: These amendments are intended to improve safety standards with respect to the emergency stopping of propulsion on existing ships and to protect fuel oil coming into contact with heated surfaces and causing fires.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: Spring, 1988, (Part I).

Contact: G.C. Johnson, Senior Standards Surveyor, Ship Safety Branch, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel. (613) 991-3022.

787-TC**SHIP FUMIGATION REGULATIONS**

The regulations detail the procedures and precautions for shipboard fumigation that are critical for the health and safety of the crew and other persons who may be

aboard a ship undergoing fumigation. The regulations are based upon the International Maritime Organization Recommendations for the Safe Use of Pesticides on Ships.

Anticipated Impact: The regulations are considered to have minimal impact as most of the requirements are carried out on a voluntary basis and, in the case of non-Canadian ships, by flag state regulations. Fatalities have occurred due to non-compliance with the recommendations. The Marine Safety Advisory Council have strongly endorsed the regulations.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: February, 1988, (Part II).

Contact: Capt. C.G. Jones, Senior Surveyor, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 991-3143.

788-TC**COLLISION REGULATIONS**

This is a safety-related issue. The Standing Joint Committee of the Senate and of the House of Commons on Regulations and Other Statutory Instruments identified a possible inconsistency between the French and English texts of Annex I, 12 (b) of these regulations. This amendment will correct this inconsistency and will also ensure greater uniformity between the texts of Annex I, sections 12 (a) and (b).

Anticipated Impact: Since this amendment is purely of an administrative nature, there will be no adverse economic or social costs.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: July, 1988, (Part I).

Contact: F.H. Wade, Senior Surveyor, Navigation Safety, Ship Safety Branch, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 991-3136.

789-TC**ANCHORAGE REGULATIONS**

This is a safety-related issue. There are presently five regulations which prohibit vessels from anchoring in certain specified waters. Following a review of four of these regulations by the Standing Joint Committee of the Senate and of the House of Commons on Regulations and Other Statutory Instruments, concerns were expressed as to the enabling statutory powers of some sections

and other deficiencies. This consolidation will take these issues into account.

Anticipated Impact: There will be no adverse impact as a result of this initiative. The prohibited waters have not been changed, the revision will conform with acceptable legal drafting practices and will be standardized so as to ensure a uniform application nationally.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: August, 1988, (Part I).

Contact: A.N. MacFarlane, Senior Surveyor, Navigation Safety, Ship Safety Branch, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 991-3137.

790-TC

SAFE CONTAINERS CONVENTION REGULATIONS

This is a safety-related issue. Amendments to these regulations were found to be necessary following a review by the Standing Joint Committee of the Senate and of the House of Commons on Regulations and Other Statutory Instruments.

Anticipated Impact: There will be no adverse economic or social costs.

Statutory Authority: Safe Containers Convention Act, S.C. 1980-81-82-83, c.9, as amended.

Expected Date of Publication: March, 1988, (Part I).

Contact: Capt. R. Lantaigne, Senior Surveyor, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 991-3144.

791-TC

NAVIGATION APPLIANCES AND EQUIPMENT REGULATIONS

This is a safety-related issue. Technical standards concerning navigating appliances and equipment are currently presented in a separate departmental publication. This amendment will incorporate these technical standards directly into the regulations and schedule the truly technical standards material to the regulations by reference. This initiative is in response to concerns from the Standing Joint Committee of the Senate and of the House of Commons on Regulations and Other Statutory Instruments in relation to the way that the present regulations deal with the standards.

Anticipated Impact: There will be no adverse economic or social costs since the amendment will transfer the existing standards into the regulations.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended and Arctic Waters Pollution Prevention Act, R.S.C. 1970, c.2 (1st Supp.), as amended.

Expected Date of Publication: October, 1988, (Part I).

Contact: F.H. Wade, Senior Surveyor, Navigation Safety, Ship Safety Branch, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 991-3136.

792-TC

DANGEROUS BULK MATERIALS REGULATIONS

This is a safety-related issue. Amendments to these regulations were found to be necessary following a review by the Standing Joint Committee of the Senate and of the House of Commons on Regulations and Other Statutory Instruments.

Anticipated Impact: There will be no adverse economic or social costs.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: March, 1988, (Part I).

Contact: Capt. R. Lantaigne, Senior Surveyor, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 991-3144.

793-TC

BURLINGTON CANAL REGULATIONS

This is a safety-related issue. This amendment will metrize these regulations, and clarify certain safety and compliance provisions that the Standing Joint Committee of the Senate and of the House of Commons on Regulations and Other Statutory Instruments considers unclear and not in keeping with current legal practices.

Anticipated Impact: There will not be adverse economic or social costs.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: March, 1988, (Part I).

Contact: J.O. Jenkins, Marine Surveyor, Navigation Safety, Ship Safety Branch, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 991-3138.

794-TC

MEDICAL EXAMINATION OF SEAFARERS REGULATIONS

These amendments result from amendments to the Canada Shipping Act and the implementation of the provisions of the International Convention on Standards of Training, Certification and Watchkeeping for Seafarers, 1978. The current regulations dealing with mandatory medical examinations for a limited number of seafarers are to be amended to include all applicants for certificates as master, mate, engineer or qualified ratings together with all crew members and new entrants to the industry in certain categories of vessels. The associated medical standards are to be related to the bona fide occupation requirements of the position and certificate held in compliance with Human Rights legislation.

Anticipated Impact: It is anticipated that approximately 5,760 medical examinations per year will be conducted, i.e., the seafaring population of 28,800 spread over a five (5) year period. The total estimated cost of these medical examinations is \$290,000.

Statutory Authority: Canada Shipping Act, R.S.C. 1970, c.S-9, as amended.

Expected Date of Publication: December, 1988, (Part I).

Contact: J. Daniels, Chief, Certification and Training, Ship Safety Branch, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 991-3117.

795-TC

NAVIGABLE WATERS WORKS REGULATIONS

Authority to administer Sections 3(2) and 13(1) of the regulations has not been provided for in the Navigable Waters Protection Act. The Minister of Transport, or a delegated representative may neither grant interim/temporary approval for the construction of works prior to the owner fulfilling the requirements of the act, nor charge fees for this administrative action. Minor revisions to the French version of the regulations, Section 8(2) (d) are also required to meet commitments to the Standing Joint Committee of the Senate and of the House of Commons on Regulations and Other Statutory Instruments. Sections 3(2) and 13(1) will be removed from the Navigable Waters Works Regulations. Section 8(2) (d) will be amended to read "light be visible until within 15 m...; not within a radius".

Anticipated Impact: The amendments are considered to be administrative and minor in nature.

Statutory Authority: Navigable Waters Protection Act, R.S.C. 1970, c.N-19, as amended.

Expected Date of Publication: April, 1988, (Part I).

Contact: J.M.A. Bourassa, Chief, Navigable Waters Protection Programs Division, Aids and Waterways, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 998-1415.

796-TC

FERRY CABLE REGULATIONS

Section 3(2) will be redrafted to comply with comments made by the Standing Joint Committee of the Senate and of the House of Commons on Regulations and Other Statutory Instruments. Section 5(1) (a) of the French version will also be corrected.

Anticipated Impact: The amendments are considered minor in nature.

Statutory Authority: Navigable Waters Protection Act, R.S.C. 1970, c.N-19, as amended.

Expected Date of Publication: December, 1988, (Part II).

Contact: J.M.A. Bourassa, Chief, Navigable Waters Protection Programs Division, Aids and Waterways, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 998-1415.

797-TC

GOVERNMENT WHARVES REGULATIONS

Amendment of the Government Wharves Regulations is required to make minor changes to the definition section in accordance with requests by the Standing Joint Committee of the Senate and of the House of Commons on Regulations and Other Statutory Instruments. The proposal will also include several "housekeeping" changes.

Anticipated Impact: The amendments are considered minor in nature.

Statutory Authority: Public Harbours and Port Facilities Act, R.S.C. 1970, c.G-9, as amended.

Expected Date of Publication: July, 1988, (Part I).

Contact: J.E. Murray, Director, Program Management, Harbours and Ports Directorate, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 993-5792.

798-TC

PUBLIC HARBOURS REGULATIONS

Amendment of the Public Harbours Regulations is required to reflect changes requested by the Standing Joint Committee of the Senate and of the House of Commons on Regulations and Other Statutory Instruments and to eliminate inconsistencies and duplication between regulations made pursuant to other statutes. The proposal will also revoke certain sections which are no longer relevant and make minor necessary changes.

Anticipated Impact: Impact will be minor. The proposal will make minor housekeeping changes to existing provisions and will ensure consistency with other regulations.

Statutory Authority: Public Harbours and Port Facilities Act, R.S.C. 1970, c.G-9, as amended.

Expected Date of Publication: July, 1988, (Part I).

Contact: J.E. Murray, Director, Program Management, Harbours and Ports Directorate, Canadian Coast Guard, Transport Canada, Place de Ville, Tower A, Ottawa, Ontario, K1A 0N7. Tel.: (613) 993-5792.

799-TC

FRASER RIVER HARBOUR COMMISSION BY-LAWS: TARIFF

The Harbour Commission plans to amend its by-laws to increase tariff rates to maintain an adequate level of cost recovery and to keep pace with inflation. Some increases in harbour dues may be required to maintain the Harbour Commission's financial position. Any required changes will be determined early in 1988 when the revenues and expenses of the commission for 1987 are determined. When the 1987 financial position of the commission is clear at year end, the commission will be in a position to determine whether harbour dues will need to be increased.

Anticipated Impact: This by-law only affects port users. It has no impact on the general public. The amount of any increase would be influenced by the need for the port to remain competitive, by the opportunities for cross-subsidization from other revenue sources, and the need for the Harbour Commission to be financially self-sufficient.

Statutory Authority: Harbour Commissions Act, R.S.C. 1970, c.H-1, as amended.

Expected Date of Publication: Summer, 1988, (Part I).

Contact: Mr. Rick Pearce, Port Manager, Fraser River Harbour Commission, Transport Canada, 713 Colombia Street, Suite 505, New Westminster, B.C. V3M 1B2. Tel.: (604) 534-6655.

800-TC

HAMILTON HARBOUR CARGO RATES TARIFF BY-LAW AND HAMILTON HARBOUR ANCHORAGE AND BERTHAGE TARIFF BY-LAW

Some increases in rates prescribed by the above by-laws may be required to maintain the Harbour Commission's financial position. Any required changes will be determined early in 1988 when the revenues and expenses of the commission for 1987 are determined. Cargo volumes can fluctuate dramatically from year to year at this port and the bulk of traffic occurs in late fall. When the 1987 financial position of the commission is clear at year end, the commission will be in a position to determine whether any of the rates established by these by-laws will need to be increased.

Anticipated Impact: Minor impact is anticipated. The proposal will keep port charges from being eroded by inflation and will increase costs to port users by a corresponding amount. The amount of any increase would be influenced by the need for the port to remain competitive, by the opportunities for cross-subsidization from other revenue sources, and the need for the Harbour Commission to be financially self-sufficient. No increases were required in the last two years.

Statutory Authority: Hamilton Harbour Commissioners' Act, 1912, c.98, as amended.

Expected Date of Publication: August, 1988, (Part I).

Contact: R. Hennessy, Port Director, The Hamilton Harbour Commissioners, Transport Canada, 605 James Street North, Hamilton, Ontario, L8L 1J9. Tel.: (416) 525-4330.

801-TC

NANAIMO HARBOUR COMMISSION GENERAL BY-LAW: RATES

It is intended to increase wharfage, berthage and harbour dues rates to maintain an adequate level of cost recovery and to keep pace with inflation. Wharfage rates would increase from 75¢ to \$1 per 1000 foot board measure of lumber or per 2000 pound of other cargo. Any increase required in berthage and harbour dues will be determined following further analysis of commission revenues and expenses when the commission's 1987 financial position can be assessed and appropriate cost allocations made.

Anticipated Impact: This by-law affects port users only. It has no impact on the general public.

Statutory Authority: Harbour Commissions Act, R.S.C. 1970, c.H-1, as amended.

Expected Date of Publication: Fall, 1988, (Part I).

Contact: W.E. Mills, Port Manager, Nanaimo Harbour Commission, Transport Canada, 104 Front Street, P.O. Box 131, Nanaimo, B.C. V9R 5R4. Tel.: (604) 753-4166.

802-TC

NORTH FRASER HARBOUR COMMISSION OPERATING BY-LAW

The North Fraser Harbour Commission has reviewed and revised the North Fraser Harbour Commission By-Laws in order to update them by deleting sections no longer applicable to current operational circumstances (eg. reference to passage through bridges which no longer exist) and by redrafting other sections. The former by-laws have been restructured into three separate by-laws. The North Fraser Harbour Commission Operating By-law regulates activities within the harbour limits, such as movement of vessels, mooring of vessels, operation of swing span bridges and control of log booms. At the request of the Standing Joint Committee on Regulations and other Statutory Instruments, an amendment will be made to the penalty section of the by-law respecting punishment for any person who breaches this by-law. This amendment will ensure that the penalties in the by-laws reflect those in the Harbour Commissions Act.

Anticipated Impact: The impact on Canadian society will be insignificant. The previous North Fraser Harbour Commission By-laws provided for similar controls, and the present by-law is simply a modernization of the former.

Statutory Authority: Harbour Commissions Act, R.S.C. 1970, c.H-1, as amended.

Expected Date of Publication: Summer, 1988, (Part I).

Contact: George Colquhoun, Port Manager, North Fraser Harbour Commission, Transport Canada, 2020 Airport Road, Richmond, B.C. V7B 1C6. Tel.: (604) 273-1866. FAX 273-3772.

803-TC

NORTH FRASER HARBOUR COMMISSION TARIFF BY-LAW

The North Fraser Harbour Commission Tariff By-law sets out the rate levels for harbour entries and cargo rates and prescribes the application of these rates. The North Fraser Harbour Commission has reviewed and revised the North Fraser Harbour Commission By-laws in order to update them by deleting sections no longer applicable and by redrafting other sections. The former by-laws have been restructured into three separate by-laws.

Anticipated Impact: The tariff of rates contained in this by-law are the same as those contained in the existing North Fraser Harbour Commission By-laws. It has mini-

mal impact on Canadian society and no financial impact on port users.

Statutory Authority: Harbour Commissions Act, R.S.C. 1970, c.H-1, as amended.

Expected Date of Publication: Summer, 1988, (Part I).

Contact: George Colquhoun, Port Manager, North Fraser Harbour Commission, Transport Canada, 2020 Airport Road, Richmond, B.C. V7B 1C6. Tel.: (604) 273-1866. FAX 273-3772.

804-TC

NORTH FRASER HARBOUR COMMISSION OPERATING BY-LAW: HANDLING OF DANGEROUS GOODS

The North Fraser Harbour Commission Operating By-law regulates activities within the harbour limits, such as movement of vessels, mooring of vessels, operation of swing span bridges and control of log booms. The Commission proposes to amend the by-law by adding a section to regulate the transportation, handling or storing within the harbour limits of explosives or other substances that, in the opinion of the commission, constitute or are likely to constitute a danger or hazard to life or property.

Anticipated Impact: The by-law will improve safety for port users. There could be a limited indirect impact cost to certain port users who handle dangerous goods in that they would have to handle them in accordance with the by-law, e.g. limited size loads.

Statutory Authority: Harbour Commissions Act, R.S.C. 1970, c.H-1, as amended.

Expected Date of Publication: Fall, 1988, (Part I).

Contact: George Colquhoun, Port Manager, North Fraser Harbour Commission, Transport Canada, 2020 Airport Road, Richmond, B.C. V7B 1C6. Tel.: (604) 273-1866. FAX 273-3772.

805-TC

NORTH FRASER HARBOUR COMMISSION TARIFF BY-LAW: RATES

The North Fraser Harbour Commission Tariff By-law sets the rate levels for harbour entries and cargo rates and prescribes the application of these rates. Some increases in rates prescribed by the above by-laws may be required to maintain the Harbour Commission's financial position. Any required changes will be determined in 1988 when the revenues and expenses of the commission for 1987 are determined. When the 1987 financial position of the commission is clear at year end, the com-

mission will be in a position to determine whether any of the rates established by these by-laws will need to be increased.

Anticipated Impact: The rates in question have been in effect for 30 years. The commission proposes changes to align revenues closer to expenditures for harbour operations. The amount of any increase would be influenced by the need for the port to remain competitive, by the opportunities for cross-subsidization from other revenue sources, and the need for the Harbour Commission to be financially self-sufficient.

Statutory Authority: Harbour Commissions Act, R.S.C. 1970, c.H-1, as amended.

Expected Date of Publication: Fall, 1988, (Part I).

Contact: George Colquhoun, Port Manager, North Fraser Harbour Commission, Transport Canada, 2020 Airport Road, Richmond, B.C. V7B 1C6. Tel.: (604) 273-1866. FAX 273-3772.

806-TC

OSHAWA HARBOUR COMMISSION BY-LAWS: REVISION

This is a complete revision of the existing Oshawa Harbour Commission By-laws which date back to 1964. The Oshawa Harbour Commission By-laws regulate activities within the harbour limits, such as general administration, navigation and movement of vessels, handling of dangerous goods and explosives, rates imposed on vessels and penalties for persons who violate the by-laws.

Anticipated Impact: The revised by-laws will be more concise and easier to implement. There will be limited impact on port users since content and controls will not change dramatically from the current situation. There will be no impact on the general public.

Statutory Authority: Harbour Commissions Act, R.S.C. 1970, c.H-1, as amended.

Expected Date of Publication: Last quarter, 1988, (Part I).

Contact: Donna Taylor, Port Manager, Oshawa Harbour Commission, Transport Canada, 1050 Farewell Street, Oshawa, Ontario, L1H 6N6. Tel.: (416) 576-0400.

807-TC

OSHAWA HARBOUR COMMISSION BY-LAWS: TARIFF

Some changes in rates prescribed by the above by-laws (such as top wharfage, side wharfage, harbour dues and marina charges) may be required to maintain the Harbour Commission's financial position and competitive

status. Any required changes will be determined in 1988 when the revenues and expenses of the commission for 1987 are determined. When the 1987 financial position of the commission is clear at year end, the commission will be in a position to determine whether any of the rates established by these by-laws will need to be changed.

Anticipated Impact: The amount of any changes would be influenced by the need for the port to remain competitive, by the opportunities for cross-subsidization from other revenue sources, and the need for the Harbour Commission to be financially self-sufficient. Any change in tariffs would affect only port users. There would be no impact on the general public.

Statutory Authority: Harbour Commissions Act, R.S.C. 1970, c.H-1, as amended.

Expected Date of Publication: June, 1988, (Part I).

Contact: Donna Taylor, Port Manager, Oshawa Harbour Commission, Transport Canada, 1050 Farewell Street, Oshawa, Ontario, L1H 6N6. Tel.: (416) 576-0400.

808-TC

PORT ALBERNI HARBOUR COMMISSION BY-LAWS

The Port Alberni Harbour Commission is reviewing and revising its by-laws to update them with respect to operations in the harbour. The existing by-laws have not been changed since 1947. The wording will be changed to make the by-laws appropriate to current operational circumstances, and some sections which are no longer applicable will be deleted. There will be no amendment to the tariff rates.

Anticipated Impact: Impact is limited to users of the port. There will be no impact on the general public. The revised by-laws will provide improvements to controls in the existing by-laws.

Statutory Authority: Harbour Commissions Act, R.S.C. 1970, c.H-1, as amended.

Expected Date of Publication: September, 1988, (Part I).

Contact: Dennis G. Andow, Property Manager, Port Alberni Harbour Commission, Transport Canada, P.O. Box 99, Port Alberni, B.C. V9Y 7M6. Tel.: (604) 723-5312.

809-TC

TORONTO HARBOUR COMMISSION BY-LAW TO CONTROL AND REGULATE THE MOORING OF PRIVATELY OPERATED PLEASURE BOATS AND COMMERCIALLY OPERATED BOATS, AND THE DISCHARGE AND PICK-UP OF PASSENGERS WITHIN THE PORT AND HARBOUR OF TORONTO

This initiative will institute controls regulating the berthing of pleasure boats and commercially operated boats, and the discharge or pick-up of passengers within the port and harbour of Toronto. These controls are required to improve accessibility of berthing areas to the public, and to improve operational efficiency in crowded berthing areas. The proposed by-law will identify specific locations where pleasure craft and commercially operated boats may berth and locations where passenger discharge and pick-up is permitted, and will introduce a time limit to prevent public space being monopolized by particular vessels for lengthy periods.

Anticipated Impact: The proposed by-law will improve operational efficiency in crowded berthing areas and improve accessibility of berthing areas to the public. The means of enforcement are currently under review but may involve fines and ticketing with policing by a dockmaster. There will be financial penalties for violators.

Statutory Authority: Toronto Harbour Commissioners' Act, 1911, c.26.

Expected Date of Publication: Summer, 1988, (Part I).

Contact: I.C.R. Brown, General Manager, The Toronto Harbour Commissioners, Transport Canada, 60 Harbour Street, Toronto, Ontario, M5J 1B7. Tel.: (416) 863-2028.

810-TC

TORONTO HARBOUR LICENSING BY-LAW: FEE SCHEDULE

It is intended to update the fee schedule for operators' licences, including an increase in the fee for operators' licences from \$4 to \$8.

Anticipated Impact: There will be an impact on a small number of specific harbour users, specifically operators of pleasure craft. Operators of commercial vessels will not be affected.

Statutory Authority: Toronto Harbour Commissioners' Act, 1911, c.26.

Expected Date of Publication: Fall, 1988, (Part I).

Contact: I.C.R. Brown, General Manager, The Toronto Harbour Commissioners, Transport Canada, 60 Harbour Street, Toronto, Ontario, M5J 1B7. Tel.: (416) 863-2028.

811-TC

TORONTO HARBOUR BY-LAW RESPECTING TRESPASS AND USE OF COMMISSION PROPERTY

It is intended to implement controls at Toronto Island Airport and regulate the use of commissioner's property and berths. The purpose of the controls at Toronto Island Airport is to prevent pedestrians from walking across active aircraft manoeuvring, landing and take-off areas. The purpose of the controls over other commissioner's property and berths is to allow the commissioners to deal with abandoned vessels and other property. The mechanism for control and enforcement is being examined in more detail. The most likely control mechanism for pedestrian traffic at the Toronto Island Airport is a prohibition against entering particular areas, with a fine for offenders. The control mechanism for abandoned vessels and other property could include empowering the commissioners to fine the owners and seize abandoned property.

Anticipated Impact: The regulation will allow commissioners to deal effectively with the specific problems identified above. This will improve safety at the Island Airport for pedestrians and other users. It will improve operational efficiency of the port in allowing abandoned property to be removed.

Statutory Authority: Toronto Harbour Commissioners' Act, 1911, c.26 and Toronto Harbour Commissioners' Act, 1985, S.C. 1986, c.10.

Expected Date of Publication: November, 1988, (Part I).

Contact: I.C.R. Brown, General Manager, The Toronto Harbour Commissioners, Transport Canada, 60 Harbour Street, Toronto, Ontario, M5J 1B7. Tel.: (416) 863-2028.

812-TC

TORONTO HARBOUR COMMISSIONERS' BY-LAWS: PENALTY SECTIONS

To increase fines, not exceeding the maximum permitted under the Toronto Harbour Commissioners' Act, 1985 (Twenty-five thousand dollars), in respect to violation of any of the by-laws; such as, No. 8A By-law - To Regulate the Operating and Navigating of Any Vessel within the Limits of the Harbour and Toronto Harbour Cargo Rates Tariff By-law.

Anticipated Impact: There will be a financial impact on violators only.

Statutory Authority: The Toronto Harbour Commissioners' Act, 1985, S.C. 1986, c.10.

Expected Date of Publication: The first item, an amendment to By-law No. 8A - To Regulate the Operating or Navigating of Any Vessel within the Limits of the Harbour is planned for republication in May, 1988.

Contact: I.C.R. Brown, General Manager, The Toronto Harbour Commissioners, Transport Canada, 60 Harbour Street, Toronto, Ontario, M5J 1B7. Tel.: (416) 863-2028.

813-TC

TORONTO HARBOUR TARIFF OF BERTHAGE CHARGES

An increase in tariff rates may be required to maintain cost recovery, to keep pace with inflation and to maintain the Harbour Commission's financial position. Any required changes will be determined in 1988 when the revenues and expenses of the commission for 1987 are determined. When the 1987 financial position of the commission is clear at year end, the commission will be in a position to determine whether any of the rates outlined by these by-laws will need to be increased.

Anticipated Impact: The regulation will affect port users only. The amount of any increase would be influenced by the need for the port to remain competitive, by the opportunities for cross-subsidization of other revenue sources, and the need for the Harbour Commission to be financially self-sufficient.

Statutory Authority: Toronto Harbour Commissioners' Act, 1911, c.26.

Expected Date of Publication: Spring, 1988, (Part I).

Contact: I.C.R. Brown, General Manager, The Toronto Harbour Commissioners, Transport Canada, 60 Harbour Street, Toronto, Ontario, M5J 1B7. Tel.: (416) 863-2028.

814-TC

TORONTO HARBOUR CARGO RATES BY-LAW

An increase in tariff rates may be required to maintain cost recovery, to keep pace with inflation and to maintain the Harbour Commission's financial position. Any required changes will be determined in 1988 when the revenues and expenses of the commission for 1987 are determined. When the 1987 financial position of the commission is clear at year end, the commission will be in a position to determine whether any of the rates outlined by these by-laws will need to be increased.

Anticipated Impact: This regulation will affect port users only. The amount of any increase would be influenced by the need for the port to remain competitive, by the opportunities for cross-subsidization of other revenue sources, and the need for the Harbour Commission to be financially self-sufficient.

Statutory Authority: Toronto Harbour Commissioners' Act, 1911, c.26.

Expected Date of Publication: Spring, 1988, (Part I).

Contact: I.C.R. Brown, General Manager, The Toronto Harbour Commissioners, Transport Canada, 60 Harbour Street, Toronto, Ontario, M5J 1B7. Tel.: (416) 863-2028.

815-TC

TORONTO HARBOUR COMMISSIONERS' BY-LAW RESPECTING SAFETY OF CHARTER BOATS

Regulatory action is required to ensure the safe operation of charter boats in Toronto Harbour in compliance with applicable provisions of the Ship Safety Regulations under the Canada Shipping Act.

Anticipated Impact: The regulation will improve safety for public using the harbour, particularly passengers on charter boats.

Statutory Authority: Toronto Harbour Commissioners' Act, 1911, c.26.

Expected Date of Publication: Summer, 1988, (Part I).

Contact: I.C.R. Brown, General Manager, The Toronto Harbour Commissioners, Transport Canada, 60 Harbour Street, Toronto, Ontario, M5J 1B7. Tel.: (416) 863-2028.

816-TC

TORONTO HARBOUR COMMISSIONERS' TORONTO ISLAND AIRPORT REGULATION AND CONTROL BY-LAW

The above by-law will regulate and control the landing of jets and aircraft generating excessive noise at Toronto Island Airport. The by-law is a requirement of a lease agreement between the Corporation of the City of Toronto, the Toronto Harbour Commissioners and the Department of Transport in accordance with the Toronto Harbour Commissioners' Act, 1985.

Anticipated Impact: The controls are already in place. This initiative merely changes the enforcement method to fines under a by-law. Minimal impact on general public.

Statutory Authority: Toronto Harbour Commissioners' Act, 1985, S.C. 1986, c.10.

Expected Date of Publication: Summer, 1988, (Part I).

Contact: I.C.R. Brown, General Manager, The Toronto Harbour Commissioners, Transport Canada, 60 Harbour Street, Toronto, Ontario, M5J 1B7. Tel.: (416) 863-2028.

817-TC

TORONTO HARBOUR COMMISSIONERS' BY-LAW PROHIBITING OPERATION OF VESSELS IN DESIGNATED WATERS

The purpose of the above noted by-law is to keep vessels out of the area of the harbour adjacent to the east and west ends of runway 08/26 at the Toronto Island Airport and to ensure safe landing and take-off of aircraft. The prohibited area will be marked by buoys. A penalty will be imposed on person(s) who contravene this by-law.

Anticipated Impact: The benefits will be in improved safety and there will also be a financial penalty to violators.

Statutory Authority: Toronto Harbour Commissioners' Act, 1911, c.26.

Expected Date of Publication: April, 1988, (Part I).

Contact: I.C.R. Brown, General Manager, Toronto Harbour Commissioners, Transport Canada, 60 Harbour Street, Toronto, Ontario, M5J 1B7. Tel.: (416) 863-2020.

818-TC

TORONTO HARBOUR WORKS BY-LAW

This action will enlarge the area within the port and harbour of Toronto to which the Toronto Harbour Works By-law applies. The by-law regulates construction of works and use of lands within the port and harbour of Toronto as such use and construction may impinge on shipping and navigation.

Anticipated Impact: Impact will be minimal. No financial impact is anticipated. The effect of the by-law will be to prevent construction work or use of port property which might obstruct shipping and navigation within the harbour.

Statutory Authority: Toronto Harbour Commissions Act, 1911, c.26.

Expected Date of Publication: December, 1988, (Part I).

Contact: I.C.R. Brown, General Manager, The Toronto Harbour Commissioners, Transport Canada, 60 Harbour Street, Toronto, Ontario, M5J 1B7. Tel.: (416) 863-2028.

819-TC

WINDSOR HARBOUR COMMISSION GENERAL BY-LAWS

There is a need to implement a safe speed limit on the Detroit River for recreational vessels for purposes of safety and shoreline protection.

Anticipated Impact: This proposal will create a safer boating environment and reduce shore line erosion. A safe speed limit will be established after discussion with local agencies and boaters.

Statutory Authority: Harbour Commissions Act, R.S.C. 1970, c.H-1, as amended.

Expected Date of Publication: Spring, 1988, (Part I).

Contact: David S.H. Cree, General Manager, Windsor Harbour Commission, Transport Canada, 500 Riverside Drive West, Windsor, Ontario, N9A 5K6. Tel.: (519) 258-5741. Telex: 064-77639.

820-TC

WINDSOR HARBOUR CARGO RATES AND HARBOUR DUES BY-LAW AND WINDSOR HARBOUR WHARF BY-LAW

An amendment to the above by-laws might be required to increase tariff rates, to maintain an adequate level of cost recovery, to keep pace with inflation and to maintain the Harbour Commission's financial position. Any required changes will be determined in 1988 when the revenues and expenses of the commission for 1987 are determined. When the 1987 financial position of the commission is clear at year end, the commission will be in a position to determine whether any of the rates established by these by-laws will need to be increased.

Anticipated Impact: The amount of any increase would be influenced by the need for the port to remain competitive, by the opportunities for off-setting cost increases in one area by revenues from other sources, and the need for the Harbour Commission to be financially self-sufficient. This by-law affects port users only. It has no impact on the general public.

Statutory Authority: Harbour Commissions Act, R.S.C. 1970, c.H-1, as amended.

Expected Date of Publication: Spring, 1988, (Part I).

Contact: David S.H. Cree, General Manager, Windsor Harbour Commission, Transport Canada, 500 Riverside Drive West, Windsor, Ontario, N9A 5K6. Tel.: (519) 258-5741. Telex: 064-77639.

821-TC

TORONTO HARBOUR LICENSING BY-LAW

Action will taken to remove or amend certain provisions as requested by the Standing Joint Committee of the Senate and of the House of Commons on Regulations and Other Statutory Instruments.

Anticipated Impact: Minimal impact on small number of specific harbour users only.

Statutory Authority: Toronto Harbour Commissions Act, 1911, c.26.

Expected Date of Publication: Summer, 1988, (Part I).

Contact: I.C.R. Brown, General Manager, The Toronto Harbour Commissioners, Transport Canada, 60 Harbour Street, Toronto, Ontario, M5J 1B7. Tel.: (416) 863-2028.

822-TC

HAMILTON HARBOUR COMMISSIONERS' EAST PORT DEVELOPMENT BY-LAW

Minor wording and grammatical changes are required to the by-law to respond to observations by the Standing Joint Committee of the Senate and of the House of Commons on Regulations and Other Statutory Instruments. The proposed amendments will also include administrative changes.

Anticipated Impact: The amendments are considered minor in nature.

Statutory Authority: Hamilton Harbour Commissioners' Act, 1912, c.98, as amended.

Expected Date of Publication: June, 1988, (Part I).

Contact: R. Hennessy, Port Director, The Hamilton Harbour Commissioners, Transport Canada, 605 James Street North, Hamilton, Ontario, L8L 1J9. Tel.: (416) 525-4330.

823-TC

WINDSOR HARBOUR COMMISSION GENERAL BY-LAWS AND WINDSOR HARBOUR WHARF BY-LAW

Amendments are necessary to respond to concerns raised by the Standing Joint Committee of the Senate and of the House of Commons on Regulations and Other Statutory Instruments and to ensure conformity with other regulations, particularly in the area of vessel speed and to delete references to redundant regulations.

Anticipated Impact: Minimal impact is expected. The proposal will eliminate inconsistencies between government regulations, and will make minor changes requested by the Standing Joint Committee.

Statutory Authority: Harbour Commissions Act, R.S.C. 1970, c.H-1, as amended.

Expected Date of Publication: Spring, 1988, (Part I).

Contact: David S.H. Cree, General Manager, Windsor Harbour Commission, Transport Canada, 500 Riverside

Drive West, Windsor, Ontario, N9A 5K6. Tel.: (519) 258-5741.

824-TC

THUNDER BAY HARBOUR COMMISSION BY-LAWS

Amendment of the by-laws is required to reflect changes requested by the Standing Joint Committee of the Senate and of the House of Commons on Regulations and Other Statutory Instruments.

Anticipated Impact: Minimal impact is expected. The changes will be minor revisions to existing provisions.

Statutory Authority: Harbour Commissions Act, R.S.C. 1970, c.H-1, as amended.

Expected Date of Publication: December, 1988, (Part I).

Contact: C. Cook, General Manager, Thunder Bay Harbour Commission, Transport Canada, Main Street "T", P.O. Box 2266, Thunder Bay, Ontario, P7B 5E8. Tel.: (807) 345-6400.

825-TC

PACIFIC PILOTAGE TARIFF REGULATIONS: PILOT TARIFFS

The proposed amendment refers to an augmentation to the fees paid for pilotage services by commercial shipping - the major regular users of these services - as agreed by the shipping industry represented by the Chamber of Shipping of British Columbia. (A further amendment during 1988 may be deemed necessary by the Board of the Pacific Pilotage Authority.)

Anticipated Impact: The proposed increase is 3% which would have a minimal economic impact on the shipping industry.

Statutory Authority: Pilotage Act, 1970-71-72, c.52, as amended.

Expected Date of Publication: Fall, 1987, (Part I) and spring, 1988, (Part II).

Contact: N. McNeill, Chief, Marine Pilotage, Transport Canada, Place de Ville, Ottawa, Ontario, K1A 0N7. Tel.: (613) 998-0695.

826-TC

**PACIFIC PILOTAGE TARIFF REGULATIONS:
PILOT BOAT CHARGES**

This amendment refers to an augmentation to the fees paid for pilot boat services to shipping in English Bay. The amendment was published in the *Canada Gazette*, Part I, on August 1, 1987.

Anticipated Impact: The amendment will increase the fees established by tender from \$107 to \$115, and will have a minimal economic impact on the shipping industry. The shipping industry, through the Chamber of Shipping of B.C. has accepted the new fees.

Statutory Authority: Pilotage Act, 1970-71-72, c.52, as amended.

Expected Date of Publication: January, 1988, (Part II).

Contact: N. McNeill, Chief, Marine Pilotage, Transport Canada, Place de Ville, Ottawa, Ontario, K1A 0N7. Tel.: (613) 998-0695.

cences and pilotage certificates and ships subject to compulsory pilotage.

Anticipated Impact: The amendment will impact on the ability of successful applicants for and holders of licences and pilotage certificates to maintain the necessary safety standards. The augmentation in examination fees will have only a minimal effect. The amendment pertaining to ships subject to compulsory pilotage will harmonize relations between the authority and the industry and will have no economic impact.

Statutory Authority: Pilotage Act, 1970-71-72, c.52, as amended.

Expected Date of Publication: Spring, 1988, (Part I).

Contact: N. McNeill, Chief, Marine Pilotage, Transport Canada, Place de Ville, Ottawa, Ontario, K1A 0N7. Tel.: (613) 998-0695.

827-TC

**PACIFIC PILOTAGE CONTIGUOUS WATERS
REGULATIONS**

The proposed regulations refer to the terms and conditions under which a pilot, or other person, authorized by an appropriate authority of the United States, may pilot, in Canadian waters in and around the Province of British Columbia, which are contiguous to waters of the United States, a ship of under 10,000 gross tons which would normally be subject to compulsory (Canadian) pilotage in these waters. (Additional amendments during 1988 may be deemed necessary by the Board of the Pacific Pilotage Authority.)

Anticipated Impact: These proposed regulations will have no economic impact. The action essentially ensures the maintenance of navigation safety in Canadian waters when the relevant vessel is proceeding under waiver.

Statutory Authority: Pilotage Act, 1970-71-72, c.52, as amended.

Expected Date of Publication: Spring, 1988, (Part I).

Contact: N. McNeill, Chief, Marine Pilotage, Transport Canada, Place de Ville, Ottawa, Ontario, K1A 0N7. Tel.: (613) 998-0695.

829-TC

**GREAT LAKES PILOTAGE AUTHORITY TARIFF
REGULATIONS**

These amendments are to the: (a) International District No. 1 including Lake Ontario and International District No. 3; and (b) Cornwall District and the Welland Canal, Ontario; and the Port of Churchill, Manitoba. (a) above refers to proposed increases in the pilotage tariffs which, because of objections by the shipping industry, became the subject of a Canadian Transport Commission (CTC) investigation. The Board of the Great Lakes Pilotage Authority (GLPA) has requested that the CTC review its decision. The review by the CTC Review Committee is currently in progress and the results of the committee's deliberations will be taken into consideration by the Board of the Authority in determining the Authority's future actions. (b) above refers to proposed increases in the relevant tariffs which the Authority's Board is now reconsidering and a decision on further action was expected in the Fall of 1987. (Additional amendments may be required by the Board of the Great Lakes Pilotage Authority in 1988.)

Anticipated Impact: Until the GLPA Board decides on an appropriate course of action vis-à-vis the results of the Review Committee deliberations and possible United States input, there will be no financial impact from either (a) or (b) above until the summer of 1988, the GLPA operations being non-operative during the winter.

Statutory Authority: Pilotage Act, 1970-71-72, c.52, as amended.

Expected Date of Publication: Spring, 1988, (Part I).

Contact: N. McNeill, Chief, Marine Pilotage, Transport Canada, Place de Ville, Ottawa, Ontario, K1A 0N7. Tel.: (613) 998-0695.

828-TC

PACIFIC PILOTAGE REGULATIONS

During 1988, the Pacific Pilotage Authority will amend its regulations affecting applicants for and holders of li-

830-TC

GREAT LAKES PILOTAGE REGULATIONS

A Federal Court of Canada Decision dated May 8, 1987, ruled part of the existing Great Lakes Pilotage Authority (GLPA) Regulations pertaining to compulsory pilotage to be *ultra vires* in that navigation safety is the only factor relevant to the establishment of compulsory pilotage areas. The GLPA has consulted various interested parties including the United States Coast Guard and, on the basis of the input received, is taking steps to make its regulations *intra vires*.

Anticipated Impact: The amended regulations will be consistent with the basic principles established with respect to pilotage on the opening of the Seaway in 1959, i.e., safety of navigation, protection of the environment based on a safe and efficient pilotage services.

Statutory Authority: Pilotage Act, 1970-71-72, c.52, as amended.

Expected Date of Publication: Spring, 1988, (Part I).

Contact: N. McNeill, Chief, Marine Pilotage, Transport Canada, Place de Ville, Ottawa, Ontario, K1A 0N7. Tel.: (613) 998-0695.

831-TC

ATLANTIC PILOTAGE AUTHORITY REGULATIONS

These amendments are safety-related and refer to tugs with tows subject to compulsory pilotage, waivers, notices to obtain pilots, classes of licenses and qualifications of applicants. Amendments will also be made to correct the French version of these regulations in response to concerns raised by the Standing Joint Committee of the Senate and of the House of Commons on Regulations and Other Statutory Instruments. (Additional amendments may be deemed necessary during the year.)

Anticipated Impact: These amendments will have a minimal economic impact on the tug with tow sector of the shipping industry; the remaining amendments being of a routine nature only, having no economic impact.

Statutory Authority: Pilotage Act, 1970-71-72, c.52, as amended.

Expected Date of Publication: Spring, 1988, (Part I).

Contact: N. McNeill, Chief, Marine Pilotage, Transport Canada, Place de Ville, Ottawa, Ontario, K1A 0N7. Tel.: (613) 998-0695.

832-TC

ATLANTIC PILOTAGE AUTHORITY TARIFF REGULATIONS

These amendments to the Atlantic Pilotage Authority Tariff Regulations refer to the: proposed increase of 4% for the compulsory pilotage waters of New Brunswick, Newfoundland, Nova Scotia and Prince Edward Island; proposed increase of 6% for the non-compulsory waters of Newfoundland and Labrador; and proposed increase of 10% for the non-compulsory waters of Nova Scotia, New Brunswick and Prince Edward Island. Additional amendments may be required during the year.

Anticipated Impact: These amendments should have only a minimal economic impact. In accordance with normal practice proposed tariff increases have been discussed with representatives of the international and domestic shipping industry.

Statutory Authority: Pilotage Act, 1970-71-72, c.52, as amended.

Expected Date of Publication: Winter, 1988, (Part I).

Contact: N. McNeill, Chief, Marine Pilotage, Transport Canada, Place de Ville, Ottawa, Ontario, K1A 0N7. Tel.: (613) 998-0695.

833-TC

LAURENTIAN PILOTAGE AUTHORITY REGULATIONS

These amendments are safety-related and refer to the requirements for two pilots on specific assignments, predicated on duration of passage. They will also address concerns raised by the Standing Joint Committee of the Senate and of the House of Commons on Regulations and Other Statutory Instruments. (Continuing discussions with industry and other interested parties may require additional modifications to the regulations during the year.)

Anticipated Impact: The impact of these amendments is selective in application and will apply mainly to winter traffic and to vessels of 64K tons deadweight and over in District No. 1 and to vessels of 75K tons deadweight and over in District No. 2.

Statutory Authority: Pilotage Act, 1970-71-72, c.52, as amended.

Expected Date of Publication: Winter, 1988, (Part II).

Contact: N. McNeill, Chief, Marine Pilotage, Transport Canada, Place de Ville, Ottawa, Ontario, K1A 0N7. Tel.: (613) 998-0695.

834-TC

LAURENTIAN PILOTAGE AUTHORITY TARIFF REGULATIONS

This amendment which results from a conciliated collective agreement with the Pilots' Corporations, will permit, without fee, the carriage of a second pilot for passages of specific duration. Concerns raised by the Standing Joint Committee of the Senate and of the House of Commons on Regulations and Other Statutory Instruments will also be addressed. (Additional amendments may be deemed necessary during the year.)

Anticipated Impact: This amendment will harmonize the relations between the Authority and the industry. It has no direct economic impact on the users, except to alleviate the payment of excessive charges in the circumstances described.

Statutory Authority: Pilotage Act, 1970-71-72, c.52, as amended.

Expected Date of Publication: Winter, 1988, (Part II).

Contact: N. McNeill, Chief, Marine Pilotage, Transport Canada, Place de Ville, Ottawa, Ontario, K1A 0N7. Tel.: (613) 998-0695.

835-TC

GENERAL PILOTAGE REGULATIONS

During the year, amendments to Schedule I of the captioned regulations may be deemed necessary, potentially but not necessarily limited to the field of optometry, in that in the safety of navigation applicants for and holders of pilots' licences and pilotage certificates must comply with the standards enacted in the captioned regulations. At the same time, these amendments will also address concerns raised by the Standing Joint Committee of the Senate and of the House of Commons on Regulations and Other Statutory Instruments.

Anticipated Impact: These amendments will affect all marine pilots and pilotage certificate holders in Canada vis-à-vis their medical examinations.

Statutory Authority: Pilotage Act, 1970-71-72, c.52, as amended.

Expected Date of Publication: Fall, 1988, (Part I).

Contact: N. McNeill, Chief, Marine Pilotage, Transport Canada, Place de Ville, Ottawa, Ontario, K1A 0N7. Tel.: (613) 998-0695.

836-TC

CANADA PORTS CORPORATION OPERATING BY-LAW

The corporation currently operates under the National Harbours Board Operating By-law (C.R.C. 1960, c. 1064 as amended). The by-law will be reviewed, revised and a new by-law will be enacted by the corporation.

Anticipated Impact: Since this by-law applies to the operations in a port area, the impact is solely on all those who operate under the control of the corporation. The by-law will cover operation of harbours, operations on property administered by port corporations, operation of vehicles and vessels, and collection of cargo information.

Statutory Authority: Canada Ports Corporation Act, R.S.C. 1970, c.N-8, as amended.

Expected Date of Publication: Summer, 1989, (Part I).

Contact: Thomas E. Gallagher, Director and Senior Counsel, Common Law, 99 Metcalfe Street, Ottawa, Ontario, K1A 0N6. Tel.: (613) 957-6726 and Pierre Woods, Director and Senior Counsel, Civil Law, 99 Metcalfe Street, Ottawa, Ontario, K1A 0N6. Tel.: (613) 957-6727.

837-TC

ST. JOHN'S PORT CORPORATION OPERATING BY-LAW

The corporation currently operates under the National Harbours Board Operating By-law (C.R.C. 1960, c. 1064 as amended). The by-law will be reviewed, revised and a new by-law will be enacted by the corporation.

Anticipated Impact: Since this by-law applies to the operations in a port area, the impact is solely on all those who operate under the control of the corporation. The by-law will cover operation of harbours, operations on property administered by port corporations, operation of vehicles and vessels, and collection of cargo information.

Statutory Authority: Canada Ports Corporation Act, R.S.C. 1970, c.N-8, as amended.

Expected Date of Publication: Summer, 1989, (Part I).

Contact: D.J. Fox, General Manager and Chief Executive Officer, 3 Water Street, St. John's, Nfld., A1C 5X8. Tel.: (709) 772-4582.

838-TC**HALIFAX PORT CORPORATION OPERATING BY-LAW**

The Corporation currently operates under the National Harbours Board Operating By-law (C.R.C. 1960, c. 1064 as amended). The by-law will be reviewed, revised and a new by-law will be enacted by the Corporation.

Anticipated Impact: Since this by-law applies to the operations in a port area, the impact is solely on all those who operate under the control of the corporation. The by-law will cover operation of harbours, operations on property administered by port corporations, operation of vehicles and vessels, and collection of cargo information.

Statutory Authority: Canada Ports Corporation Act, R.S.C. 1970, c.N-8, as amended.

Expected Date of Publication: Summer, 1989, (Part I).

Contact: D.F. Bellefontaine, General Manager and Chief Executive Officer, Ocean Terminals, Halifax, N.S., B3J 2P6. Tel.: (902) 426-3643.

839-TC**SAINT JOHN PORT CORPORATION OPERATING BY-LAW**

The corporation currently operates under the National Harbours Board Operating By-law (C.R.C. 1960, c. 1064 as amended). The by-law will be reviewed, revised and a new by-law will be enacted by the corporation.

Anticipated Impact: Since this by-law applies to the operations in a port area, the impact is solely on all those who operate under the control of the corporation. The by-law will cover operation of harbours, operations on property administered by port corporations, operation of vehicles and vessels, and collection of cargo information.

Statutory Authority: Canada Ports Corporation Act, R.S.C. 1970, c.N-8, as amended.

Expected Date of Publication: Summer, 1989, (Part I).

Contact: K.R. Krauter, General Manager and Chief Executive Officer, 133 Prince William Street, Saint John, N.B., E2L 2B5. Tel.: (506) 648-4869.

840-TC**PORT OF QUEBEC CORPORATION OPERATING BY-LAW**

The corporation currently operates under the National Harbours Board Operating By-law (C.R.C. 1960, c. 1064

as amended). The by-law will be reviewed, revised and a new by-law will be enacted by the corporation.

Anticipated Impact: Since this by-law applies to the operations in a port area, the impact is solely on all those who operate under the control of the corporation. The by-law will cover operation of harbours, operations on property administered by port corporations, operation of vehicles and vessels, and collection of cargo information.

Statutory Authority: Canada Ports Corporation Act, R.S.C. 1970, c.N-8, as amended.

Expected Date of Publication: Summer, 1989, (Part I).

Contact: Marc Dulude, Manager and Associate Corporate Secretary, Port Services, 150 Dalhousie Street, Quebec, Quebec, G1K 4C4. Tel.: (418) 648-3558.

841-TC**MONTREAL PORT CORPORATION OPERATING BY-LAW**

The corporation currently operates under the National Harbours Board Operating By-law (C.R.C. 1960, c. 1064 as amended). The by-law will be reviewed, revised and a new by-law will be enacted by the Corporation.

Anticipated Impact: Since this by-law applies to the operations in a port area, the impact is solely on all those who operate under the control of the corporation. The by-law will cover operation of harbours, operations on property administered by port corporations, operation of vehicles and vessels, and collection of cargo information.

Statutory Authority: Canada Ports Corporation Act, R.S.C. 1970, c.N-8, as amended.

Expected Date of Publication: Summer, 1989, (Part I).

Contact: P. Vanasse, Legal Counsel, Port of Montreal Building, Cité du Havre, Wing no. 1, Montreal, Quebec, H3C 3R5. Tel.: (514) 283-7035.

842-TC**VANCOUVER PORT CORPORATION OPERATING BY-LAW**

The corporation currently operates under the National Harbours Board Operating By-law (C.R.C. 1960, c. 1064 as amended). The by-law will be reviewed, revised and a new by-law will be enacted by the corporation.

Anticipated Impact: Since this by-law applies to the operations in a port area, the impact is solely on all those who operate under the control of the corporation. The by-law will cover operation of harbours, operations on

property administered by port corporations, operation of vehicles and vessels, and collection of cargo information.

Statutory Authority: Canada Ports Corporation Act, R.S.C. 1970, c.N-8, as amended.

Expected Date of Publication: Summer, 1989, (Part I).

Contact: P. Clark, General Counsel and Corporate Secretary, 1900-200 Granville Street, Vancouver, B.C., V6C 2P9. Tel.: (604) 666-8905.

843-TC

PRINCE RUPERT PORT CORPORATION OPERATING BY-LAW

The corporation currently operates under the National Harbours Board Operating By-law (C.R.C. 1960, c. 1064 as amended). The by-law will be reviewed, revised and a new by-law will be enacted by the Corporation.

Anticipated Impact: Since this by-law applies to the operations in a port area, the impact is solely on all those who operate under the control of the corporation. The by-law will cover operation of harbours, operations on property administered by port corporations, operation of vehicles and vessels, and collection of cargo information.

Statutory Authority: Canada Ports Corporation Act, R.S.C. 1970, c.N-8, as amended.

Expected Date of Publication: Summer, 1989, (Part I).

Contact: R.W. Tytaneck, General Manager and Chief Executive Officer, 110-3rd Avenues West, Prince Rupert, B.C., V8J 1K8. Tel.: (604) 627-7545.

844-TC

CANADA PORTS CORPORATION HARBOUR DUES TARIFF BY-LAW

The by-law fixes harbour dues payable at the ports under the corporation's administration. The dues are reviewed annually.

Anticipated Impact: Any change in dues would affect vessels using the ports of Belledune, Sept-Iles, Chicoutimi, Baie des Ha! Ha!, Trois-Rivières and Churchill. This by-law only affects commercial port users. It has no impact on the general public. Changes to harbour dues normally only compensate for inflation.

Statutory Authority: Canada Ports Corporation Act, R.S.C. 1970, c.N-8, as amended.

Expected Date of Publication: Part II, *Canada Gazette*, 1988.

Contact: Thomas E. Gallagher, Director and Senior Counsel, Common Law, 99 Metcalfe Street, Ottawa, Ontario. K1A 0N6. Tel.: (613) 957-6726 and Pierre Woods, Director and Senior Counsel, Civil Law, 99 Metcalfe Street, Ottawa, Ontario. K1A 0N6. Tel.: (613) 957-6727.

845-TC

ST. JOHN'S PORT CORPORATION HARBOUR DUES TARIFF BY-LAW

The by-law fixes harbour dues payable at the port of St. John's. The dues are reviewed annually.

Anticipated Impact: Any change in dues would affect vessels using the port of St. John's. This by-law only affects commercial port users. It has no impact on the general public. Changes to harbour dues normally only compensate for inflation.

Statutory Authority: Canada Ports Corporation Act, R.S.C. 1970, c.N-8, as amended.

Expected Date of Publication: Part II, *Canada Gazette*, 1988.

Contact: D.J. Fox, General Manager and Chief Executive Officer, 3 Water Street, St. John's, Nfld., A1C 5X8. Tel.: (709) 772-4582.

846-TC

HALIFAX PORT CORPORATION HARBOUR DUES TARIFF BY-LAW

The by-law fixes harbour dues payable at the port of Halifax. The dues are reviewed annually.

Anticipated Impact: Any change in dues would affect vessels using the port of Halifax. This by-law only affects commercial port users. It has no impact on the general public. Changes to harbour dues normally only compensate for inflation.

Statutory Authority: Canada Ports Corporation Act, R.S.C. 1970, c.N-8, as amended.

Expected Date of Publication: Part II, *Canada Gazette*, 1988.

Contact: D.F. Bellefontaine, General Manager and Chief Executive Officer, Ocean Terminals, Halifax, N.S., B3J 2P6. Tel.: (902) 426-3643.

847-TC

SAINT JOHN PORT CORPORATION HARBOUR DUES TARIFF BY-LAW

The by-law fixes harbour dues payable at the port of Saint John. The dues are reviewed annually.

Anticipated Impact: Any change in dues would affect vessels using the port of Saint John. This by-law only affects commercial port users. It has no impact on the general public. Changes to harbour dues normally only compensate for inflation.

Statutory Authority: Canada Ports Corporation Act, R.S.C. 1970, c.N-8, as amended.

Expected Date of Publication: Part II, *Canada Gazette*, 1988.

Contact: K.R. Krauter, General Manager and Chief Executive Officer, 133 Prince William Street, Saint John, N.B., E2L 2B5. Tel.: (506) 648-4869.

848-TC

PORT OF QUEBEC CORPORATION HARBOUR DUES TARIFF BY-LAW

The by-law fixes harbour dues payable at the port of Quebec. The dues are reviewed annually.

Anticipated Impact: Any change in dues would affect vessels using the port of Quebec. This by-law only affects commercial port users. It has no impact on the general public. Changes to harbour dues normally only compensate for inflation.

Statutory Authority: Canada Ports Corporation Act, R.S.C. 1970, c.N-8, as amended.

Expected Date of Publication: Part II, *Canada Gazette*, 1988.

Contact: Marc Dulude, Manager and Associate Corporate Secretary, Port Services, 150 Dalhousie Street, Quebec, Quebec, G1K 4C4. Tel.: (418) 648-3558.

849-TC

MONTREAL PORT CORPORATION HARBOUR DUES TARIFF BY-LAW

The by-law fixes harbour dues payable at the port of Montreal. The dues are reviewed annually.

Anticipated Impact: Any change in dues would affect vessels using the port of Montreal. This by-law only affects commercial port users. It has no impact on the general public. Changes to harbour dues normally only compensate for inflation.

Statutory Authority: Canada Ports Corporation Act, R.S.C. 1970, c.N-8, as amended.

Expected Date of Publication: Part II, *Canada Gazette*, 1988.

Contact: P. Vanasse, Legal Counsel, Port of Montreal Building, Cité du Havre, Wing no. 1, Montreal, Quebec, H3C 3R5. Tel.: (514) 283-7035.

850-TC

VANCOUVER PORT CORPORATION HARBOUR DUES TARIFF BY-LAW

The by-law fixes harbour dues payable at the port of Vancouver. The dues are reviewed annually.

Anticipated Impact: Any change in dues would affect vessels using the port of Vancouver. This by-law only affects commercial port users. It has no impact on the general public. Changes to harbour dues normally only compensate for inflation.

Statutory Authority: Canada Ports Corporation Act, R.S.C. 1970, c.N-8, as amended.

Expected Date of Publication: Part II, *Canada Gazette*, 1988.

Contact: P. Clark, General Counsel and Corporate Secretary, 1900-200 Granville Street, Vancouver, B.C., V6C 2P9. Tel.: (604) 666-8905.

851-TC

PRINCE RUPERT PORT CORPORATION HARBOUR DUES TARIFF BY-LAW

The by-law fixes harbour dues payable at the port of Prince Rupert. The dues are reviewed annually.

Anticipated Impact: Any change in dues would affect vessels using the port of Prince Rupert. This by-law only affects commercial port users. It has no impact on the general public. Changes to harbour dues normally only compensate for inflation.

Statutory Authority: Canada Ports Corporation Act, R.S.C. 1970, c.N-8, as amended.

Expected Date of Publication: Part II, *Canada Gazette*, 1988.

Contact: R.W. Tytaneck, General Manager and Chief Executive Officer, 110-3rd Avenue West, Prince Rupert, B.C., V8J 1K8. Tel.: (604) 627-7545.

852-TC

SEAWAY REGULATIONS

Vessels of greater dimensions than permitted in the regulations transit the Seaway. As some of these vessels can safely transit the Seaway, they ought to be permitted to do so. No part of a vessel is permitted to extend more than 35.5m above water level but vessels which extend 35.66m above water level could safely transit the Seaway. Requirements for mooring lines, winches and fairleads must be more fully explained in the regulations. The regulations state that vessels of more than 110m in length must be equipped with a stern anchor but some vessels do not interpret "equipped" as being ready for use. Pleasure crafts are defined in terms of weight but this term is incorrect when applied to a vessel. The regulations state that the passing of vessels is governed by the rules of the Road for the Great Lakes but these rules have been revoked. The title of the regulations which describes emergency procedures must be expanded to indicate the intent of the procedure. Radio frequencies assigned to vessels are inaccurate. Seaway authorities require more specific information from vessels concerning their cargo and the time of their departure from ports, docks and anchorages. Requirements related to the cleaning of hazardous tanks apply only to cargo tanks in the English text when they should apply to all tanks. Additional information concerning their location is required from vessels when contacting Authority officials.

Anticipated Impact: The impact will be limited to the users of the Seaway and will be positive in nature. Some amendments respond to industry concerns; others clarify the regulations. There will be no increased costs to industry.

Statutory Authority: The St. Lawrence Seaway Authority Act, R.S.C. 1970, c.S-1, as amended.

Expected Date of Publication: Summer, 1988, (Part II).

Contact: Norman B. Willans, The St. Lawrence Seaway Authority, Constitution Square, 360 Albert Street, Ottawa, Ontario, K1R 7X7. Tel.: (613) 598-4605.

SURFACE

853-TC

**MOTOR VEHICLE SAFETY REGULATIONS,
STANDARD 208: SEAT BELT INSTALLATIONS**

In order to provide more flexibility to manufacturers in the design of automatic protection systems, a mechanism which allows the belt webbing spool of an auto-

matic seat belt system to be manually released will be allowed. To maintain the current levels of protection in convertibles, the provision of lap-shoulder belts or automatic protection will be required. To eliminate redundant and unnecessary test requirements, two subsections of CMVSS 208 will be eliminated. Improvements will be made in truck seat belt systems to make them more comfortable. These amendments are anticipated to become effective September 30, 1989. No sunset clause.

Anticipated Impact: Effects on cost of vehicles will be minimal and some small reductions may result from these changes. Truck seat belt improvements will result in increased wearing rates. This amendment is unlikely to have any discernible effects on regional balance, technological progress, the environment, output and employment, nor market structure and competition. The effects upon income distribution, energy consumption and international trade are expected to be slight. This amendment does not affect paperburden.

Statutory Authority: Motor Vehicle Safety Act, R.S.C. 1970, c.26 (1st Supp.), as amended.

Expected Date of Publication: Fourth quarter, 1987 (Part I) and fourth quarter, 1988, (Part II).

Contact: Jerry Farr, Standards and Regulations, Road Safety and Motor Vehicle Regulation Directorate, Transport Canada, Ottawa, Ontario, K1A 0N5. Tel.: (613) 998-1963.

854-TC

**MOTOR VEHICLE SAFETY REGULATIONS,
SECTIONS 10 AND 11: EXPORT AND
INTERPROVINCIAL SHIPMENTS**

This amendment would remove the need for vehicles being exported to the United States from having to comply with the Canada Motor Vehicle Safety Regulations, some of which may not be required in the United States. The amendment is planned to become effective upon registration.

Anticipated Impact: For vehicles being exported to the United States this amendment will remove the cost to the manufacturer of complying with requirements that are not mandated in the United States.

Statutory Authority: Motor Vehicle Safety Act, R.S.C. 1970, c.26 (1st Supp.), as amended.

Expected Date of Publication: Fourth quarter, 1987 (Part I) and fourth quarter, 1988, (Part II).

Contact: Charles Morton, Standards and Regulations, Road Safety and Motor Vehicle Regulation Directorate, Transport Canada, Ottawa, Ontario, K1A 0N5. Tel.: (613) 998-1958.

855-TC

**MOTOR VEHICLE SAFETY REGULATIONS,
STANDARD 121: AIR BRAKES**

Many large truck accidents are due to: (a) instability caused by a lack of brakes on the front axle or uncoordinated brake application and release timing; and (b) excessive stopping distances due primarily to a lack of front brakes. This amendment will reduce the frequency of brake-related accidents by requiring front brakes, introducing stopping distance requirements, and specifying application and release times for all air-braked vehicles. The amendment is planned to be effective two years after registration and contains no sunset provision.

Anticipated Impact: The amendment will more closely harmonize Canadian and American requirements for air-braked vehicles. Based on vehicle manufacturers' estimates, the approximate average cost of fitting front brakes on vehicles for the Canadian market will be \$500 per vehicle. Tests have shown that the fitment of front wheel brakes to heavy trucks reduces their stopping distance by 3 to 26%, depending upon vehicle loading and road surface conditions. This regulation is unlikely to have any discernible effects on regional balance, technological progress, the environment, output and employment, market structure and competition, income distribution or energy consumption.

Statutory Authority: Motor Vehicle Safety Act, R.S.C. 1970, c.26 (1st Supp.), as amended.

Expected Date of Publication: Fourth quarter, 1987 (Part I) and fourth quarter, 1988, (Part II).

Contact: Tony Fath, Standards and Regulations, Road Safety and Motor Vehicle Regulation Directorate, Transport Canada, Ottawa, Ontario, K1A 0N5. Tel.: (613) 998-1967.

856-TC

**MOTOR VEHICLE SAFETY REGULATIONS,
STANDARD 1100: VEHICLE EMISSIONS,
MOTORCYCLE EMISSION STANDARDS**

The government is investigating the need to regulate exhaust, evaporative, and crankcase emissions from motorcycles in Canada. The emissions from motorcycles have not been regulated previously in Canada, although the U.S. has applied emission standards to motorcycles since 1978.

Anticipated Impact: This initiative is currently at the data gathering stage; preliminary consultations have taken place and pertinent information has been requested from the industry. The impact of introducing motorcycle emission standards cannot be predicted accurately until the necessary data are received and the required regulatory impact analysis is carried out.

Statutory Authority: Motor Vehicle Safety Act, R.S.C. 1970, c.26 (1st Supp.), as amended.

Expected Date of Publication: If emission standards for motorcycles are seen to be desirable by the government, the proposed standards and testing procedures, the vehicles to which standards will apply and the effective date will be prepublished in the *Canada Gazette*, Part I, in the fall of 1988.

Contact: R.A. Rinaldi, Head, Regulatory Development Energy and Emissions Engineering, Road Safety and Motor Vehicle Regulation, Transport Canada, Ottawa, Ontario, K1A 0N5. Tel.: (613) 998-2669.

857-TC

**MOTOR VEHICLE SAFETY REGULATIONS,
ADDING STANDARD 213.3: RESTRAINT
SYSTEMS FOR THE DISABLED**

Current requirements for child restraint systems for use in motor vehicles are not sufficiently flexible to permit the manufacture of restraints for use by the disabled. It is necessary that a standard be introduced that would ensure that safe restraints are available for the disabled. The regulation will become effective on the date of its registration with the Privy Council. This amendment will not contain a sunset clause.

Anticipated Impact: Several manufacturers have requested that standards be introduced and the economic effect on society will be minimal. Safety benefits will be realized and developments of safety technology for the disabled will be encouraged. There will be no discernible effect on such things as regional balance, the environment, employment and market structure. The standard will be consistent with the Regulatory Policy and Citizen's Code and consultation will be through the *Canada Gazette* Part I process and through correspondence with individual manufacturers. Extensive consultation has been held with industry and a comprehensive test program has been conducted with full cooperation.

Statutory Authority: Motor Vehicle Safety Act, R.S.C. 1970, c.26 (1st Supp.), as amended.

Expected Date of Publication: Fourth quarter, 1987 (Part I) and last quarter, 1988, (Part II).

Contact: France Legault, Standards and Regulations, Road Safety and Motor Vehicle Regulation Directorate, Transport Canada, Ottawa, Ontario, K1A 0N5. Tel.: (613) 998-1964.

858-TC

**MOTOR VEHICLE SAFETY REGULATIONS,
STANDARD 208: THREE-POINT REAR SEAT
BELTS**

This amendment to the regulations will require the installation of three-point (lap and shoulder) seat belts at the two outboard rear seating positions of all cars. At the moment all cars are required to be equipped with two-point (lap) seat belts at the rear seating positions, however, such belts do not provide as much protection in an accident as do three-point belts. Some manufacturers are already fitting the three-point type of belt and this trend is expected to continue. This regulatory initiative will ensure that all cars offer the same level of protection to occupants of rear seating positions as well as greatly facilitating the enforcement of seat belt use laws. The amendment is planned to become effective December 1990.

Anticipated Impact: It is estimated that the installation of three-point belts in all cars manufactured after the effective date of the regulation will save approximately 40 lives and eliminate or reduce the effects of approximately 1,100 injuries per year. These estimates assume that the fitment of three-point seat belts in the rear will result in rear seat use rates comparable to those presently realized in the front seating positions. It is estimated that the cost per vehicle of complying with the requirement would be approximately \$16. This amendment is unlikely to have any discernible effects on regional balance, technological progress, the environment, output and employment, or market structure and competition. The effects upon income distribution, energy consumption and international trade are expected to be slight. This amendment does not affect paperburden.

Statutory Authority: Motor Vehicle Safety Act, R.S.C. 1970, c.26 (1st Supp.), as amended.

Expected Date of Publication: Second quarter, 1988, (Part I).

Contact: R.V. Myers, Chief, Standards and Regulations, Road Safety and Motor Vehicle Regulation Directorate, Transport Canada, Ottawa, Ontario, K1A 0N5. Tel.: (613) 998-1956.

859-TC

**MOTOR VEHICLE SAFETY REGULATIONS,
STANDARDS 213 AND 213.1: CHILD
RESTRAINT SYSTEMS**

Currently automotive child seats are not certified for use on aircraft. In order to allow tetherless child and infant restraints which are suitable for use in automobiles to be used in aircraft, a new inversion test will be required for all child and infant restraints. This amendment is planned to become effective upon registration.

Anticipated Impact: Since all restraints currently on the market are expected to pass the requirement easily, and since certification for use on aircraft is at the discretion of the manufacturer, the impact on industry will be minimal. Members of the public have expressed a desire to restrain children in aircraft using automotive type restraints. This amendment is unlikely to have any discernible effects on regional balance, technological progress, the environment, output and employment, nor market structure and competition. The effects upon income distribution, energy consumption and international trade are expected to be slight. This amendment does not affect paperburden.

Statutory Authority: Motor Vehicle Safety Act, R.S.C. 1970, c.26 (1st Supp.), as amended.

Expected Date of Publication: Second quarter, 1988, (Part II).

Contact: Bill Gardner, Standards and Regulations, Road Safety and Motor Vehicle Regulation Directorate, Transport Canada, Ottawa, Ontario, K1A 0N5. Tel.: (613) 998-1961.

860-TC

**MOTOR VEHICLE SAFETY REGULATIONS,
STANDARD 210: SEAT BELT ASSEMBLY
ANCHORAGES**

Certain types of automatic protection may not include a manual lap belt at the right front passenger seating position. In order to ensure that a child restraint can be installed safely at that position, an amendment will be introduced to require anchorages for the installation of a manual lap belt at that position. This amendment is planned to become effective one year after registration. This amendment will not contain a sunset clause.

Anticipated Impact: This amendment will harmonize with a similar U.S. regulation. This amendment is unlikely to have any discernible effects on regional balance, technological progress, the environment, output and employment, nor market structure and competition. The effects upon income distribution, energy consumption and international trade are expected to be slight. This amendment will not affect paperburden. This proposal is consistent with the federal Regulatory Policy and with the Citizen's Code of Regulatory Fairness. The amendment will be subject to the consultation process of the *Canada Gazette* Part I publication and to consultation with manufacturers and importers.

Statutory Authority: Motor Vehicle Safety Act, R.S.C. 1970, c.26 (1st Supp.), as amended.

Expected Date of Publication: Fourth quarter, 1987 (Part I) and last quarter, 1988, (Part II).

Contact: France Legault, Standards and Regulations, Road Safety and Motor Vehicle Regulation Directorate,

Transport Canada, Ottawa, Ontario, K1A 0N5. Tel.: (613) 998-1964.

861-TC

MOTOR VEHICLE TEST CENTRE FEES ORDER

Revisions to the Motor Vehicle Test Centre Fees Order will improve the administration of billing and will establish more equitable methods of calculating fees for clients who use or occupy Test Centre facilities. Although the text will be substantially revised, the fees, in general, will be in line with those in the present order. The major change will be in detail provisions which clarify the concepts to be used in calculating fees. Some graduated fees, addressing for example the number of vehicles involved, will have increments so that the fees reflect more closely the actual use of the facilities. The order allows for more flexibility in the way the centre is used. This is necessary to expand use of the centre by outside clients, while clarifying the fees and their calculations.

Anticipated Impact: The changes to the fees as part of this proposal will be kept to a minimum. Some clients may pay a different fee as a result of the changes but the calculation will be more equitable, and the amounts involved are small. No adverse reaction is anticipated from clients. The proposed rate schedule will improve credibility of the fees and their administration as the Test Centre is promoted for greater use by private industry.

Statutory Authority: Motor Vehicle Safety Act, R.S.C. 1970, c.26 (1st Supp.), as amended and Authorization of the Minister of Transport to Determine Fees Regulations, established by SOR/85-860, 28 August, 1985.

Expected Date of Publication: Second quarter, 1988, (Part II).

Contact: Jean Paul Paquette, Chief Administration and Financial Services, Motor Vehicle Test Centre, Transport Canada, P.O. Box 285, Blainville, Quebec, J7E 4J2. Tel.: (514) 430-7981.

862-TC

MOTOR VEHICLE TIRE SAFETY REGULATIONS: MOTORCYCLE DEFINITIONS

This amendment would consolidate the current classes of motorcycles into one class in order to improve motorcycle safety and simplify the regulations. This amendment follows a similar proposed amendment to the Motor Vehicle Safety Regulations as published in the *Canada Gazette* Part I of March 14, 1987. The amendment is planned to become effective upon registration.

Anticipated Impact: This amendment is editorial and will serve to clarify the present regulation which requires that tires fitted to all motorcycles, motor driven cycles, and mopeds comply with Canada Motor Vehicle Tire Safety

Standard 119. Therefore, this amendment has no associated cost burden and is consistent with the Regulatory Policy and Citizens' Code of Regulatory Fairness.

Statutory Authority: Motor Vehicle Tire Safety Act, S.C. 1974-75-76, c.96, as amended.

Expected Date of Publication: Second quarter, 1988, (Part I) and second quarter, 1989 (Part II).

Contact: John Neufeld, Standards and Regulations, Road Safety and Motor Vehicle Regulation Directorate, Transport Canada, Ottawa, Ontario, K1A 0N5. Tel.: (613) 998-1959.

863-TC

MOTOR VEHICLE SAFETY REGULATIONS, STANDARDS 301.1 AND 301.2: GASEOUS FUEL SYSTEM REQUIREMENTS

This amendment extends and replaces the proposal published in the *Canada Gazette* Part I on June 7, 1986. The regulations applying to vehicles using gaseous fuels make extensive references to codes for fuel system design which are published by the Canadian Gas Association. These codes have been amended since they were first referenced in the regulations. These amendments would adopt the up-to-date codes which reflect current design philosophies. In addition, more stringent requirements for flexible hose would be introduced, to prevent leakage of propane, and requests for changes to components and component installation requested by vehicle manufacturers will be proposed. The planned effective date of this amendment is 120 days after registration.

Anticipated Impact: An improvement in safety will be realized at an estimated annual cost of \$53,000 (\$13.25 per vehicle), which would result from the more expensive hose. This amendment is unlikely to have any discernible effects on regional balance, technological progress, the environment, output and employment, nor market structure and competition. The effects upon income distribution, energy consumption and international trade are expected to be slight. This amendment does not affect paperburden.

Statutory Authority: Motor Vehicle Safety Act, R.S.C. 1970, c.26 (1st Supp.), as amended.

Expected Date of Publication: The proposal published in *Canada Gazette* Part I on June 7, 1986 is withdrawn and a new Part I publication is planned for the third quarter of 1988. The Part II publication is planned for the third quarter of 1989.

Contact: Stan Watkins, Standards and Regulations, Road Safety and Motor Vehicle Regulation Directorate, Transport Canada, Ottawa, Ontario, K1A 0N5. Tel.: (613) 998-1962.

864-TC**MOTOR VEHICLE SAFETY REGULATIONS,
STANDARD 123: MOTORCYCLE CONTROLS
AND DISPLAYS**

This amendment would require the marking of safety-related controls and instrument displays on new motorcycles with specific internationally agreed symbols in order to ensure that operators, whatever their mother tongue, will understand the function of the controls and displays. This will increase the likelihood of correct operator response and thus reduce the risk of road accidents. It will also facilitate international trade by aligning Canadian regulations with similar U.S. and European requirements.

Anticipated Impact: This regulation is unlikely to have any discernible effects on regional balance, technological progress, the environment, output and employment, market structure, competition, income distribution, or energy consumption. International trade will be facilitated by the elimination of a technical trade barrier. This amendment does not affect paperburden.

Statutory Authority: Motor Vehicle Safety Act, R.S.C. 1970, c.26 (1st Supp.), as amended.

Expected Date of Publication: Third quarter, 1988, (Part I).

Contact: Tony Fath, Standards and Regulations, Road Safety and Motor Vehicle Regulation Directorate, Transport Canada, Ottawa, Ontario, K1A 0N5. Tel.: (613) 998-1967.

865-TC**MOTOR VEHICLE SAFETY REGULATIONS:
MOTORCYCLE DEFINITIONS**

The amendment would replace the current five classes of two and three-wheeled vehicles with two classes, according to whether the vehicle is intended for use on or off public highways, the purpose being the improvement of motorcycle safety and the simplification of the regulations. The amendment is planned to become effective six months after date of registration. The amendment was prepublished in the Part I of the *Canada Gazette* on March 14, 1987.

Anticipated Impact: The proposal will assist the provinces in identifying which motorcycles can be used on the public highways and will improve motorcycle safety. The cost to comply with this proposal is estimated at \$1.5 million/year, based on the equipment changes and administrative work necessary. This amendment is unlikely to have any discernible effects on regional balance, technological progress, the environment, output and employment, nor market structure and competition. The effects upon income distribution, energy consumption and international trade are expected to be slight. This amendment does not affect paperburden.

Statutory Authority: Motor Vehicle Safety Act, R.S.C. 1970, c.26 (1st Supp.), as amended.

Expected Date of Publication: Second quarter, 1988, (Part II).

Contact: Charles Morton, Standards and Regulations, Road Safety and Motor Vehicle Regulation Directorate, Transport Canada, Ottawa, Ontario, K1A 0N5. Tel.: (613) 998-1958.

866-TC**MOTOR VEHICLE SAFETY REGULATIONS:
SNOWMOBILES**

In an effort to update and harmonize the safety standards applying to snowmobiles, it is proposed that the current standards be revoked and the Snowmobile Safety and Certification Committee Inc. standards be adopted in their place. The amendment was prepublished in the Part I of the *Canada Gazette* on 28 March 1987. The amendment is planned to become effective upon registration.

Anticipated Impact: The requirements set out in the amendment will not impose any additional costs to the industry. This amendment is unlikely to have any discernible effects on regional balance, technological progress, the environment, output and employment, nor market structure and competition. The effects upon income distribution, energy consumption and international trade are expected to be slight. This amendment does not affect paperburden.

Statutory Authority: Motor Vehicle Safety Act, R.S.C. 1970, c.26 (1st Supp.), as amended.

Expected Date of Publication: First quarter, 1988, (Part II).

Contact: Charles Morton, Standards and Regulations, Road Safety and Motor Vehicle Regulation Directorate, Transport Canada, Ottawa, Ontario, K1A 0N5. Tel.: (613) 998-1958.

867-TC**MOTOR VEHICLE SAFETY REGULATIONS,
STANDARD 108: LIGHTING EQUIPMENT**

Several industry standards referenced in CMVSS 108 have been superseded by later editions which, if adopted, would increase safety by ensuring improved performance or durability of lighting equipment on new vehicles sold in Canada, and harmonize the Canadian regulations with those of other countries. Modulating headlights would be permitted on motorcycles. Additional equipment to make heavy trucks and trailers, and motorcycles, more visible at night may be required. Subsections specifying locations for lighting devices on the vehi-

cle will be clarified in response to questions from small Canadian vehicle manufacturers. These amendments are planned to be effective upon registration and contain no sunset provision.

Anticipated Impact: Additional lighting or reflective equipment is expected to reduce the number of night-time accidents involving large commercial vehicles by 5 to 10%. Manufacturers will benefit from harmonized regulations by being able to design lighting devices to meet one set of international standards rather than two or more sets of national ones. Canadian lighting equipment manufacturers are expected to benefit directly through increased product sales. This regulation is unlikely to have any discernible effects on regional balance, technological progress, the environment, output and employment, or market structure and competition. The effects on income distribution, energy consumption and trade are expected to be negligible. This amendment does not affect paper-burden. More straightforward regulatory language is expected to reduce the risk that small businesses will have to recall vehicles to correct mistakes due to misunderstanding regulations.

Statutory Authority: Motor Vehicle Safety Act, R.S.C. 1970, c.26 (1st Supp.), as amended.

Expected Date of Publication: Third quarter, 1988, (Part I).

Contact: James White, Standards and Regulations, Road Safety and Motor Vehicle Regulation Directorate, Transport Canada, Ottawa, Ontario, K1A 0N5. Tel.: (613) 998-1965.

868-TC

MOTOR VEHICLE SAFETY REGULATIONS: MOTORCYCLE NOISE

This amendment responds to a request from the motorcycle industry to update and harmonize the safety standard that applies to motorcycle noise because the current test method incorporated in the standard is inappropriate. This amendment is planned to become effective upon registration.

Anticipated Impact: The reduced noise level requirements set out in this proposal are estimated to affect 10% of the motorcycle fleet at an annual cost of \$1.9 million. The effects upon income distribution, energy consumption and international trade are expected to be slight.

Statutory Authority: Motor Vehicle Safety Act, R.S.C. 1970, c.26 (1st Supp.), as amended.

Expected Date of Publication: Fourth quarter, 1988, (Part II).

Contact: John Neufeld, Standards and Regulations, Road Safety and Motor Vehicle Regulation Directorate, Trans-

port Canada, Ottawa, Ontario, K1A 0N5. Tel.: (613) 998-1959.

869-TC

MOTOR VEHICLE SAFETY REGULATIONS, SECTION 6: STATEMENT OF COMPLIANCE LABELS

The amendment will permit additional methods of marking the statement of compliance label, require that vehicle type be identified on the label, and identify that the tire information required by the safety standard on tires may be shown on the label. The amendment will also set out the statement of compliance labelling requirements of a vehicle which has been certified to comply with the Regulations and then is subsequently altered prior to first retail sale. The amendment is planned to come into effect one year after registration, except the second item which is planned to come into effect three years after registration of the amendment.

Anticipated Impact: Most manufacturers and importers now comply with the proposed requirements; for those that do not the cost will be minimal.

Statutory Authority: Motor Vehicle Safety Act, R.S.C. 1970, c.26 (1st Supp.), as amended.

Expected Date of Publication: Second quarter, 1988, (Part I).

Contact: Charles Morton, Standards and Regulations, Road Safety and Motor Vehicle Regulation Directorate, Transport Canada, Ottawa, Ontario, K1A 0N5. Tel.: (613) 998-1958.

870-TC

MOTOR VEHICLE SAFETY REGULATIONS, STANDARD 115: VEHICLE IDENTIFICATION NUMBER - VIN

This amendment would clarify the intent of the existing standard, set out the required content of the vehicle identification number and the method of determining the check digit in a clearer manner, and delete the vehicle attribute pertaining to the "series" designation for trailers. The amendment is planned to come into effect upon registration. Consultations with department and industry officials indicate that the present VIN requirements are unclear.

Anticipated Impact: Since this amendment is a clarification of the standard and does not alter the substantive requirements there is no associated cost burden.

Statutory Authority: Motor Vehicle Safety Act, R.S.C. 1970, c.26 (1st Supp.), as amended.

Expected Date of Publication: First quarter, 1988, (Part I).

Contact: Charles Morton, Standards and Regulations, Road Safety and Motor Vehicle Regulation Directorate, Transport Canada, Ottawa, Ontario, K1A 0N5. Tel.: (613) 998-1958.

871-TC

MOTOR VEHICLE SAFETY REGULATIONS, STANDARD 204: STEERING COLUMN REARWARD DISPLACEMENT

CMVSS 204 provides protection from injuries associated with the driver striking the steering wheel, but has been applicable only to vehicles of less than 1800 kilogrammes weight, exempting most light trucks and vans. This amendment will extend the applicability to vehicles of less than 2500 kilogrammes weight. The translation of "walk-in van type truck" into French has now been established as "fourgonnette plein-pied". The new translation will be introduced throughout the CMVSS, replacing all existing expressions. The anticipated effective date is one year after registration of the amendment.

Anticipated Impact: This amendment would follow a similar amendment in the United States. As most vehicles already comply with the requirement, the cost of the amendment will be small. This amendment is unlikely to have any discernible effects on regional balance, technological progress, the environment, output and employment, nor market structure and competition. The effects upon income distribution, energy consumption and international trade are expected to be slight. This amendment does not affect paperburden.

Statutory Authority: Motor Vehicle Safety Act, R.S.C. 1970, c.26 (1st Supp.), as amended.

Expected Date of Publication: Third quarter, 1988, (Part I).

Contact: Stan Watkins, Standards and Regulations, Road Safety and Motor Vehicle Regulation Directorate, Transport Canada, Ottawa, Ontario, K1A 0N5. Tel.: (613) 998-1962.

872-TC

MOTOR VEHICLE SAFETY REGULATIONS, STANDARD 213.2: BOOSTER CUSHIONS

The use of booster cushions by very small children presents a potential safety hazard. This can be remedied by ensuring that booster cushions are not sold for children who weigh less than 18 kg (40 pounds). An amendment will be made to CMVSS 213.2 effective on the date of registration. The amendment will not include a sunset provision.

Anticipated Impact: These amendments will improve child safety in automobiles. This amendment is unlikely to have any discernible effects on regional balance, technological progress, the environment, output and employment, nor market structure and competition. The effects upon income distribution, energy consumption and international trade are expected to be slight. This amendment does not affect paperburden. This amendment will be consistent with the Regulatory Policy and Citizen's Code. Full consultation has been provided by the *Canada Gazette* Part I process and by ongoing discussions with the industry and interested associations.

Statutory Authority: Motor Vehicle Safety Act, R.S.C. 1970, c.26 (1st Supp.), as amended.

Expected Date of Publication: Last quarter, 1988, (Part II).

Contact: France Legault, Standards and Regulations, Road Safety and Motor Vehicle Regulation Directorate, Transport Canada, Ottawa, Ontario, K1A 0N5. Tel.: (613) 998-1964.

873-TC

MOTOR VEHICLE SAFETY REGULATIONS, STANDARD 106: BRAKE HOSES; AND STANDARD 116: BRAKE FLUID

This amendment will change the standard reference fluid required for tests contained in these standards because the previous fluid is no longer available. The adhesion test for brake hoses will also be revised. The amendment will ensure that brake components continue to be tested properly and will remove technical inconsistencies between Canadian and U.S. regulations, thus reducing vehicle manufacturers' testing costs. These amendments are planned to be effective upon registration and contain no sunset provision.

Anticipated Impact: Adoption of the new test fluid will have no detrimental effect on safety. The improved repeatability of the adhesion test will better assure manufacturers of compliance with the regulation and thus reduce the risk of product recall. This regulation is unlikely to have any discernible effects on regional balance, technological progress, the environment, output and employment, market structure and competition, income distribution or energy consumption. Manufacturers' compliance testing costs will be reduced because the new fluid is less expensive than the old. This amendment does not affect paperburden.

Statutory Authority: Motor Vehicle Safety Act, R.S.C. 1970, c.26 (1st Supp.), as amended.

Expected Date of Publication: Second quarter, 1988, (Part I) and second quarter, 1989 (Part II).

Contact: Douglas Jacques, Standards and Regulations, Road Safety and Motor Vehicle Regulation Directorate,

Transport Canada, Ottawa, Ontario, K1A 0N5. Tel.: (613) 998-1966.

874-TC

MOTOR VEHICLE TIRE SAFETY REGULATIONS, STANDARD 109: PNEUMATIC TIRES FOR PASSENGER CARS

This amendment proposes to place the test method within the body of the standard and make other minor editorial changes to improve compatibility with similar U.S. regulations. This amendment was initiated at the request of the tire industry and would be effective upon registration. The amendment does not include a sunset provision. The amendment was prepublished in the Part I of the *Canada Gazette* on August 8, 1987.

Anticipated Impact: The amendment will reduce testing costs borne by the tire manufacturing industry. This amendment is unlikely to have any discernible effects on regional balance, technological progress, the environment, output and employment, or market structure and competition. The effects upon income distribution, energy consumption and international trade are expected to be slight. This amendment does not affect paperburden.

Statutory Authority: Motor Vehicle Tire Safety Act, S.C. 1974-75-76, c.96, as amended.

Expected Date of Publication: Third quarter, 1988, (Part II).

Contact: John Neufeld, Standards and Regulations, Road Safety and Motor Vehicle Regulation Directorate, Transport Canada, Ottawa, Ontario, K1A 0N5. Tel.: (613) 998-1959.

875-TC

TRANSPORTATION OF DANGEROUS GOODS REGULATIONS, PARTS VI, VII AND VIII

Amendments to Parts VI, VII and VIII will include safety standards for the manufacturing and certification of packagings, cylinders and tanks, and safety requirements for the handling, offering for transport and transportation of dangerous goods. Part VI will adopt consensus standards e.g. preliminary Canadian Standards Association standard B338 - highway and portable tanks, and B339 - cylinders and tubes. Part VII and VIII, except for the highway mode, will incorporate existing regulations, e.g., Dangerous Goods Shipping Regulations, International Civil Aviation Organization Technical Instructions, Canadian Transport Commission, Atomic Energy Control Board, etc.

Anticipated Impact: Regulations affecting packaging and cylinders will for the most part reference current operat-

ing standards (material specifications or performance specifications or current industry practice). As such, the regulation will generate little or no impact on industry. Regulations affecting "tanks" are expected to generate a cost to industry for retrofit and inspection. These costs will, however, be mitigated by allowing industry a period of time over which to bring vehicles up to specification. A major benefit of the regulation will be that, with packing methods being put into standards through the International Standards System, these methods have been more clearly identified and will be more readily available to the shipping public.

Statutory Authority: Transportation of Dangerous Goods Act, S.C. 1980-81-82-83, c.36, as amended.

Expected Date of Publication: It is anticipated that Part VII dealing with the selection of packagings and cylinders will be published in the *Canada Gazette* Part I in the winter of 1988. Parts VI and VII in respect of packagings and cylinders will be published in the *Canada Gazette* Part II in the spring of 1988. Parts VI and VII concerning tanks as well as Part VIII will be published in the *Canada Gazette* Part I in the summer of 1988.

Contact: J.R. Monteith, Director, Regulatory Requirements, Transport Dangerous Goods Directorate, Transport Canada, Place de Ville, Ottawa, Ontario, K1A 0N5. Tel.: (613) 990-1154.

876-TC

TRANSPORTATION OF DANGEROUS GOODS REGULATIONS: SCHEDULE 8

This schedule of amendments consists of changes to the Regulations including: updating Schedule II, including consequential amendments to the text of the Regulations; reducing the regulatory requirements for dangerous goods included in Division 2 of Class 9 (hazardous to the environment); regulating dangerous goods included in Division I of Class 6, (poisonous substances), Packing Group III, transported by rail or road, which were not previously regulated or were regulated as environmental hazards only. This initiative ensures segregation of these goods from foodstuffs during transport and ensures consistency with international requirements; and regulating dangerous goods included in Class 3.3 (flammable liquids), that are transported by road or rail in large containers and have a flash point up to 61 degrees Celsius for consistency with international requirements.

Anticipated Impact: The industry will feel some economic impact as a result of these amendments since more flammable liquids and goods classified as 6.1 will fall under regulation. This will result in increased responsibility regarding documentation and placarding of flammable liquids of Class 3 in large quantities and documentation, labelling and placarding of Division 6.1 substances. With respect to Class 6.1, many of these goods are currently regulated as Class 9.2. As such, the only incremental costs are those associated with labelling and, when transported in large quantities, placarding. A benefit of

these amendments in respect of Class 3.3 goods, in large quantities, will be the reduction in inconsistencies between Canadian and international regulations. Amendments to regulations in respect of goods included in Division 2 of Class 9 will reduce the impact of the regulation on industry.

Statutory Authority: Transportation of Dangerous Goods Act, S.C. 1980-81-82-83, c.36, as amended.

Expected Date of Publication: Winter, 1988, (Part II).

Contact: J.R. Monteith, Director, Regulatory Requirements, Transport Dangerous Goods Directorate, Transport Canada, Place de Ville, Ottawa, Ontario, K1A 0N5. Tel.: (613) 990-1154.

877-TC

TRANSPORTATION OF DANGEROUS GOODS REGULATIONS: INITIATIVES REGARDING THE REGULATION OF WASTE

These amendments consist of changes to the regulations in respect of wastes and have been initiated at the request of the Provinces and Environment Canada. The amendment will allow industry to classify 9.3 goods (dangerous waste) and will provide a test to accomplish this classification. In addition there will be several minor and routine amendments such as: an amendment adding two new waste types to Schedule II to describe properties of wastes not currently described in the regulations; an amendment proposing a form which can be used for pre-notification as required in Section 7.14 of the regulations; an amendment to change the design of the waste manifest; an expansion of controls for all hazardous waste and an amendment providing for provincial pre-notification for the transport of PCBs.

Anticipated Impact: The amendments ensure "cradle to grave" documentation control for all hazardous wastes regardless of ultimate destination. Benefits will be realized in the improved quality of information supplied, quicker response time by governmental agencies, reduction in the paper burden to industry and introduction of a uniform country wide document thereby eliminating individual provincial manifests. Costs to industry are not anticipated to exceed \$150,000 annually. Governments are expected to incur costs of approximately \$300,000 per year.

Statutory Authority: Transportation of Dangerous Goods Act, S.C. 1980-81-82-83, c.36, as amended.

Expected Date of Publication: Fall, 1987, (Part I) and winter, 1988, (Part II).

Contact: J.R. Monteith, Director, Regulatory Requirements, Transport Dangerous Goods Directorate, Transport Canada, Place de Ville, Ottawa, Ontario, K1A 0N5. Tel.: (613) 990-1154.

878-TC

TRANSPORTATION OF DANGEROUS GOODS REGULATIONS: SCHEDULE 10

This amendment will allow the minister to direct any person engaging or proposing to engage in the handling, offering for transport or transporting of dangerous goods to provide satisfactory evidence of financial responsibility.

Anticipated Impact: The purpose of the amendment is to provide the minister with a form of redress should a company attempt to operate in an irresponsible manner. There will be no impact on industry operating in a responsible manner.

Statutory Authority: Transportation of Dangerous Goods Act, S.C. 1980-81-82-83, c.36, as amended.

Expected Date of Publication: Fall, 1987, (Part I) and winter, 1988, (Part II).

Contact: J.R. Monteith, Director, Regulatory Requirements, Transport Dangerous Goods Directorate, Transport Canada, Place de Ville, Ottawa, Ontario, K1A 0N5. Tel.: (613) 990-1154.

879-TC

TRANSPORTATION OF DANGEROUS GOODS REGULATIONS: SCHEDULE 5

This schedule of amendments consists of minor changes to the regulations; for example: allowing the use of the name "liquefied petroleum gas" and the PIN "1075" for the transportation of certain gases by road or rail; changing documentation regulations to include multiple "collections" of gas cylinders as per regulations pertaining to multiple "deliveries" of same; and clarifying the placarding system for mixed loads of compressed gases.

Anticipated Impact: The changes will reduce the impact of the regulations on industry and, as the changes reflect current safe practices, there will be no subsequent reduction in safety.

Statutory Authority: Transportation of Dangerous Goods Act, S.C. 1980-81-82-83, c.36, as amended.

Expected Date of Publication: Fall, 1987, (Part I) and winter, 1988, (Part II).

Contact: J.R. Monteith, Director, Regulatory Requirements, Transport Dangerous Goods Directorate, Transport Canada, Place de Ville, Ottawa, Ontario, K1A 0N5. Tel.: (613) 990-1154.

880-TC**TRANSPORTATION OF DANGEROUS GOODS REGULATIONS: SCHEDULE A - AIR**

The amendments for the most part provide clarification of the regulations as they apply to the transportation of dangerous goods by air.

Anticipated Impact: The amendment clarifies and eases the regulations affecting dangerous goods to be transported by air. As the amendment represents current international Civil Aviation Organization and industry practices, there will be no economic or safety related impact.

Statutory Authority: Transportation of Dangerous Goods Act, S.C. 1980-81-82-83, c.36, as amended.

Expected Date of Publication: Summer, 1988, (Part I).

Contact: J.R. Monteith, Director, Regulatory Requirements, Transport Dangerous Goods Directorate, Transport Canada, Place de Ville, Ottawa, Ontario, K1A 0N5. Tel.: (613) 990-1154.

881-TC**TRANSPORTATION OF DANGEROUS GOODS REGULATIONS: CONSUMER COMMODITIES**

Amendments to Section 2.7 and Schedule VIII will allow greater quantities of certain dangerous goods (e.g., certain flammable liquids) to be transported as consumer commodities.

Anticipated Impact: The impact of this amendment will be to ease the regulation of such goods as paints, paint products, windshield washer et al.

Statutory Authority: Transportation of Dangerous Goods Act, S.C. 1980-81-82-83, c.36, as amended.

Expected Date of Publication: Summer, 1988, (Part I).

Contact: J.R. Monteith, Director, Regulatory Requirements, Transport Dangerous Goods Directorate, Transport Canada, Place de Ville, Ottawa, Ontario, K1A 0N5. Tel.: (613) 990-1154.

882-TC**TRANSPORTATION OF DANGEROUS GOODS REGULATIONS: TRANSPORTATION BY ROAD OF DANGEROUS GOODS IN QUANTITIES LESS THAN 500 KG**

The amendment will exempt from the regulations the transportation of certain dangerous goods by road in quantities less than 500 kg if the dangerous goods are transported between the consignor and the consignee

without any intermediate handling. Prior to this amendment, the exemption applied only to transportation from a retail outlet to a place of residence or place of consumption. Amendments to Sections 2.22 and 2.28 are for purposes of clarifying the regulations.

Anticipated Impact: The amendment is designed to remove a disproportionate burden on the small business community and will serve to clarify these parts of the regulations.

Statutory Authority: Transportation of Dangerous Goods Act, S.C. 1980-81-82-83, c.36, as amended.

Expected Date of Publication: Summer, 1988, (Part I).

Contact: J.R. Monteith, Director, Regulatory Requirements, Transport Dangerous Goods Directorate, Transport Canada, Place de Ville, Ottawa, Ontario, K1A 0N5. Tel.: (613) 990-1154.

883-TC**TRANSPORTATION OF DANGEROUS GOODS REGULATIONS: SCHEDULE 11**

The amendments will simplify the documentation, labelling and placarding requirements for the transportation of empty drums containing dangerous goods residue.

Anticipated Impact: This amendment will remove an unintended economic impact on industry.

Statutory Authority: Transportation of Dangerous Goods Act, S.C. 1980-81-82-83, c.36, as amended.

Expected Date of Publication: Summer, 1988, (Part I).

Contact: J.R. Monteith, Director, Regulatory Requirements, Transport Dangerous Goods Directorate, Transport Canada, Place de Ville, Ottawa, Ontario, K1A 0N5. Tel.: (613) 990-1154.

884-TC**TRANSPORTATION OF DANGEROUS GOODS REGULATIONS: EXPLOSIVE AND RADIOACTIVE PRODUCTS**

Amendments to Part V will ease the placarding requirement for explosives (except 1.1(A)) in quantities less than 25 kg; and explosives 1.1(A) in quantities less than 500 g. This will eliminate regulatory burden in recognition of the low level of hazard associated with the transportation of these products. This represents a move towards greater compatibility with the United States regulations. Amendments to Part V will allow transporters of radioactive material the option of using the word "Radioactive" on placards. This will clarify the regulations, eliminate unnecessary regulatory burden and ensure

compatibility with the United States and other international regulations so as to avoid having to change placards during transborder and international transport.

Anticipated Impact: The overall effect of these amendments, as they relate to explosives, will be to reduce the impact of the regulations on industry. The amendments regarding radioactive materials will ensure compatibility with US regulations and will eliminate the need to change placards during transborder and international transport.

Statutory Authority: Transportation of Dangerous Goods Act, S.C. 1980-81-82-83, c.36, as amended.

Expected Date of Publication: Fall, 1988, (Part I).

Contact: J.R. Monteith, Director, Regulatory Requirements, Transport Dangerous Goods Directorate, Transport Canada, Place de Ville, Ottawa, Ontario, K1A 0N5. Tel.: (613) 990-1154.

885-TC

TRANSPORTATION OF DANGEROUS GOODS REGULATIONS: INCORPORATION OF TEST CRITERIA FOR CLASS 4 AND CLASS 5 PRODUCTS

The regulations will be amended to incorporate United Nations test criteria for dangerous goods included in Class 4 and Class 5.

Anticipated Impact: The amendment will provide an aid to industry in the classification of dangerous goods. There are no economic or safety related impacts associated with this amendment.

Statutory Authority: Transportation of Dangerous Goods Act, S.C. 1980-81-82-83, c.36, as amended.

Expected Date of Publication: Fall, 1988, (Part I).

Contact: J.R. Monteith, Director, Regulatory Requirements, Transport Dangerous Goods Directorate, Transport Canada, Place de Ville, Ottawa, Ontario, K1A 0N5. Tel.: (613) 990-1154.

886-TC

TRANSPORTATION OF DANGEROUS GOODS REGULATIONS: INFECTIOUS SUBSTANCES

This amendment consists of a rewrite of those sections of the regulations which refer to infectious substances, and is being drafted in consultation with Health and Welfare Canada and laboratory directors throughout Canada. The regulation will be consistent with the policies of the World Health Organization.

Anticipated Impact: This amendment is being made for purposes of clarifying the regulations so as to make them more easily understood by the layman. The amendment will not change the way that these substances are currently regulated and as such will involve no economic or safety impact.

Statutory Authority: Transportation of Dangerous Goods Act, S.C. 1980-81-82-83, c.36, as amended.

Expected Date of Publication: Fall, 1988, (Part I).

Contact: J.R. Monteith, Director, Regulatory Requirements, Transport Dangerous Goods Directorate, Transport Canada, Place de Ville, Ottawa, Ontario, K1A 0N5. Tel.: (613) 990-1154.

887-TC

TRANSPORTATION OF DANGEROUS GOODS REGULATIONS: PESTICIDES

This amendment will include a United Nations table of classification for pesticides so as to aid industry in the classification of these products.

Anticipated Impact: The amendment will not change the way that these substances are currently regulated, other than to make it easier for industry to classify, and as such will involve no economic or safety impact.

Statutory Authority: Transportation of Dangerous Goods Act, S.C. 1980-81-82-83, c.36, as amended.

Expected Date of Publication: Fall, 1988, (Part I).

Contact: J.R. Monteith, Director, Regulatory Requirements, Transport Dangerous Goods Directorate, Transport Canada, Place de Ville, Ottawa, Ontario, K1A 0N5. Tel.: (613) 990-1154.

888-TC

TRANSPORTATION OF DANGEROUS GOODS REGULATIONS: MINOR INITIATIVES

The amendments consist of routine changes designed primarily to clarify the intent of the regulations and correct errors in the text. Samples of these routine amendments include changes such as the following: Updating definitions of the International Maritime Dangerous Goods Code and the International Civil Aviation Organization Technical Instructions to incorporate latest amendments to same and to provide consistency with international regulations; correcting text as requested by the Standing Joint Committee of the Senate and of the House of Commons on Regulations and Other Statutory Instruments, e.g. typo's and corrections to clarify legal terms; and correcting discrepancies in the text, i.e. the removal of the term "small container" from section 5.10(a) to clarify the regulations.

Anticipated Impact: These amendments will have no effect on industry other than to clarify the regulations and facilitate international trade.

Statutory Authority: Transportation of Dangerous Goods Act, S.C. 1980-81-82-83, c.36, as amended.

Expected Date of Publication: It is anticipated that these regulations will be published in the *Canada Gazette* at monthly intervals beginning summer, 1988, (Part I).

Contact: J.R. Monteith, Director, Regulatory Requirements, Transport Dangerous Goods Directorate, Transport Canada, Place de Ville, Ottawa, Ontario, K1A 0N5. Tel.: (613) 990-1154.

889-TC

TRANSPORTATION OF DANGEROUS GOODS REGULATIONS: CHANGES TO RELATED REGULATORY INITIATIVES

Amendments to relevant instruments such as the National Transportation Act, the Transportation of Dangerous Goods Act and U.S. Regulations such as HM 181 may require amendments to the Transportation of Dangerous Goods (TDG) Regulations. Changes to these instruments made during 1987 or 1988 will be assessed to determine whether changes to the TDG Regulations may need to be effected.

Anticipated Impact: This initiative is being considered as a prudent, contingency measure. The potential impact cannot be assessed at this time because any action will depend upon the impact resulting from the changes to the other instruments, which is yet to be determined.

Statutory Authority: Transportation of Dangerous Goods Act, S.C. 1980-81-82-83, c.36, as amended.

Expected Date of Publication: It is anticipated that these regulations will be published in Part I of the *Canada Gazette* if, as and when required.

Contact: J.R. Monteith, Director, Regulatory Requirements, Transport Dangerous Goods Directorate, Transport Canada, Place de Ville, Ottawa, Ontario, K1A 0N5. Tel.: (613) 990-1154.

TREASURY BOARD OF CANADA

PUBLIC SERVICE SUPERANNUATION REGULATIONS	890-TBS
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Roles and Responsibilities

The Treasury Board is a committee of the Queen's Privy Council for Canada. The Board consists of the President of the Treasury Board, the Minister of Finance and four other ministers who are nominated by the Governor in Council.

The Treasury Board Secretariat, headed by the secretary, is one of two organizations serving the Treasury Board. The other is the Office of the Comptroller General of Canada, headed by the Comptroller General.

The main role of the Treasury Board is the management of the government's financial, personnel and administrative responsibilities. It sets policy in these areas, examines and approves the proposed spending plans of government departments, and reviews the development of approved programs.

Legislative Mandate

The principal legislative authorities for the Treasury Board are the Financial Administration Act and the Public Service Staff Relations Act. The Treasury Board is also authorized by the Governor in Council to implement certain provisions of the Official Languages Act as it applies to the Public Service, the Public Service Superannuation Act, the Supplementary Retirement Benefits Act and other superannuation acts. As well, the board is assigned responsibilities in a number of other acts, usually as part of an approval process.

890-TBS

PUBLIC SERVICE SUPERANNUATION REGULATIONS

As part of the government's program of reform of public service pension plans, the proposed Statute Law (Superannuation) Amendment Act, 1986 (Bill C-33, first reading, December 16, 1986) restructures and strengthens the financial arrangement of the three major pension plans, revises the inflation protection arrangements and creates a joint employee-employer Pension Management Board to oversee the administration of the Public Service Superannuation Act. Regulations are needed to provide the details for these three initiatives. Regulations carrying through with the detailed instructions needed to implement Bill C-33 will also be necessary under the Canadian Forces Superannuation Act and the RCMP Superannuation Act.

Anticipated Impact: The application of the proposed regulations will be limited to persons subject to, or drawing pensions under, the Public Service Superannuation Act.

Statutory Authority: Public Service Superannuation Act. R.S.C. 1970, c.P-36. These regulations will take effect

only if the proposed Statute Law (Superannuation) Amendment Act is passed by Parliament.

Expected Date of Prepublication: These regulations are for the internal management of government and will not be published in Part I of the *Canada Gazette*.

Contact: Joanne Lee, Legislation Coordinator, Pensions and Special Projects Division, Treasury Board Secretariat, L'Esplanade Laurier, West Tower, Ottawa, Ontario, K1A 0R5. Tel.: (613) 952-3239.

891-TBS

SUPPLEMENTARY RETIREMENT BENEFITS REGULATIONS

As part of the government's program for reform of public service pension plans, the proposed Statute Law (Superannuation) Amendments Act (Bill C-33, first reading, December 16, 1986) revises the inflation protection arrangements. Regulations are necessary to prescribe the exact details for applying the revised approach.

Anticipated Impact: The application of the proposed regulations will be limited to certain persons who are entitled to indexing benefits under the Supplementary Retirement Benefits Act.

Statutory Authority: The Statutory Authority will be the Statute Law (Superannuation) Amendments Act, once enacted. These regulations will take effect only if the proposed Statute Law (Superannuation) Amendment Act is passed by Parliament.

Expected Date of Prepublication: These regulations are for the internal management of government and will not be published in Part I of the *Canada Gazette*.

Contact: Joanne Lee, Legislation Coordinator, Pensions and Special Projects Division, Treasury Board Secretariat, L'Esplanade Laurier, West Tower, Ottawa, Ontario, K1A 0R5. Tel.: (613) 952-3239.

892-TBS

REGULATIONS RESPECTING PENSION PROTECTION

The government's privatization initiatives include a commitment to provide for the pensions of the public service employees involved. In order that there be a full and fair range of pension options, the precedent has been established to authorize the making of regulations allowing employment with the new employer recognized under the Public Service Superannuation Act for purposes of meeting any length of service requirement for benefit eligibility.

Anticipated Impact: The application of these regulations will be limited to those employees within the Public Service who cease employment as a result of privatization.

Statutory Authority: Privatization Legislation

Expected Date of Prepublication: These regulations are for the internal management of government and will not be published in Part I of the *Canada Gazette*.

Contact: Joanne Lee, Legislation Coordinator, Pensions and Special Projects Division, Treasury Board Secretariat, L'Esplanade Laurier, West Tower, Ottawa, Ontario, K1A 0R5. Tel.: (613) 952-3239.

893-TBS

TB CLAIMS REGULATIONS (1974); NATIONAL DEFENCE CLAIMS ORDER 1970

Both instruments deal with the policy and internal procedures to settle claims for damages by the Crown against third parties, and by third parties against the Crown, without recourse to the courts and without regulating the behaviour of third parties. Amendments are required in the normal course of up-dating, refining, and streamlining Treasury Board administrative policies and related instruments.

Anticipated Impact: No burden on the general public is anticipated. Rather, any improvements should facilitate processing of claims.

Statutory Authority: Financial Administration Act, RSC 1970, c. F-10, s.6.

Expected Date of Prepublication: These regulations are for the internal management of government and will not be published in Part I of the *Canada Gazette*.

Contact: Ray D. Bracewell, Senior Policy Analyst, Administrative Policy Branch, Treasury Board of Canada Secretariat, L'Esplanade Laurier, East Tower, Ottawa, Ontario, K1A 0R5. Tel.: (613) 957-2513.

894-TBS

GOVERNMENT LAND PURCHASE REGULATIONS AND PUBLIC LANDS LEASING AND LICENSING REGULATIONS

The government has announced a new regime to centrally manage real property. This new regime requires the Treasury Board to take a more active role both in determining the government's long-term need of real property and in holding departments accountable for the properties they are now using. The existing regulations will be amended in mid-1988 to reflect this needed change in managerial practices within the government.

Anticipated Impact: Adjustments to these regulations to help in the central management of real property will contribute significantly to the more effective and efficient use of federal resources.

Statutory Authority: Financial Administration Act, R.S.C. 1970, c. F-10 as amended and Public Lands Grants Act, R.S.C. 1970, c. P-29 as amended.

Expected Date of Prepublication: These regulations are for the internal management of government and will not be published in Part I of the *Canada Gazette*.

Contact: Mr. Al Clayton, Director, Policy and Services Directorate, Bureau of Real Property Management, Treasury Board Secretariat, L'Esplanade Laurier, East Tower, Ottawa, Ontario, K1A 0R5. Tel.: (613) 957-2506.

895-TBS

OFFICIAL LANGUAGES REGULATIONS ON SERVICE TO THE PUBLIC BY FEDERAL INSTITUTIONS

The regulations complete the Charter guarantees regarding the language of federal services while conforming to the basic parameters established in the new act. They deal first with offices of federal institutions that have to serve the public in both official languages, other than headquarters and offices in the National Capital which are covered by the act. Specific quantitative criteria are set out for offices to determine whether there is a significant demand for available services in each language. These criteria apply to both the general public and the travelling public. The regulations also set out the requirements for services in both official languages where potential significant demand may exist, and where ancillary services to the travelling public are provided pursuant to a contract. Finally, the regulations set out in greater detail than the act the conditions under which service to the public is required in both official languages due to the nature of the office.

Anticipated Impact: These regulations will bring the diverse practices of federal departments, agencies and Crown corporations under a single set of criteria.

Statutory Authority: The new Official Languages Act C-72 now before Parliament (first reading, June 25, 1987), s.31, empowers the governor in council to issue such regulations. These regulations will take effect only if the new Official Languages Act is passed by Parliament.

Expected Date of Prepublication: These regulations will not be published in Part I of the *Canada Gazette*. Consultations as required by the new Act (s.81) will be undertaken as soon as possible after it is passed.

Contact: Mr. Georges Tsai, Deputy Secretary, Official Languages Branch, Treasury Board Secretariat, L'Esplanade Laurier, West Tower, Ottawa, Ontario, K1A 0R5. Tel.: (613) 952-2852

896-TBS**OFFICIAL LANGUAGES REGULATIONS ON
LANGUAGE OF WORK IN FEDERAL
INSTITUTIONS: PRESCRIBED REGIONS**

The new act requires federal institutions to ensure that their work environments are conducive to the effective use of both official languages in the National Capital Region and in other prescribed regions. The regulations give a precise geographical description, using existing census divisions, of these prescribed regions.

Anticipated Impact: The regulations are expected to intensify implementation efforts of language-of-work measures generally, particularly in Crown corporations.

Statutory Authority: The new Official Languages Act C-72 now before Parliament (first reading, June 25, 1987), s.37(2), empowers the governor in council to issue such regulations. These regulations will take effect only if the new Official Languages Act is passed by Parliament.

Expected Date of Prepublication: These regulations will not be published in Part I of the *Canada Gazette*. Consultations as required by the new act (s.81) will be undertaken as soon as possible after it is passed.

Contact: Mr. Georges Tsai, Deputy Secretary, Official Languages Branch, Treasury Board Secretariat, L'Esplanade Laurier, West Tower, Ottawa, Ontario K1A 0R5. Tel.: (613) 952-2852.

897-TBS**OFFICIAL LANGUAGES REGULATIONS ON
LANGUAGE OF WORK: CENTRAL AND
PERSONAL SERVICES AND WORK
INSTRUMENTS**

The new act requires federal institutions to make central and personal services and work instruments available to public servants in specified regions. To clarify the intent of these provisions in the act, the regulations define each of these concepts and provide for other related matters.

Anticipated Impact: The definitions in the regulations will not have a major impact except in particular instances of specific service in a department or Crown corporation.

Statutory Authority: The new Official Languages Act C-72 now before Parliament (first reading, June 25, 1987), s.37(1), empowers the Treasury Board to make such regulations. These regulations will take effect only if the new Official Languages Act is passed by Parliament.

Expected Date of Prepublication: These regulations will not be published in Part I of the *Canada Gazette*. Consultations as required by the new Act (s.81) will be undertaken as soon as possible after it is passed.

Contact: Mr. Georges Tsai, Deputy Secretary, Official Languages Branch, Treasury Board Secretariat, L'Esplanade Laurier, West Tower, Ottawa, Ontario, K1A 0R5. Tel.: (613) 952-2852.

VETERANS AFFAIRS CANADA

VETERANS BURIAL AND LAST POST FUND REGULATIONS	898-VAC
PENSIONERS TRAINING REGULATIONS	899-VAC
VETERANS AND RETURNED SOLDIERS INSURANCE REGULATIONS	900-VAC
VETERANS ALLOWANCE REGULATIONS	901-VAC
ASSISTANCE FUND (WVA AND CWA) REGULATIONS	902-VAC
ARMY BENEVOLENT FUND REGULATIONS	903-VAC

Roles and Responsibilities

Veterans Affairs Canada is responsible for the administration of twenty-three acts, twenty-six sets of regulations and several ministerial orders. These regulatory instruments give the minister responsibility for the economic, social, mental and physical well-being of veterans and specified persons including dependants. The range of services provided includes income support, pensions, health care including special equipment and long-term care, counselling, education assistance and the acquisition of title to property.

Regional Advisory Committee Regulations
Returned Soldiers Insurance Regulations
Veterans Allowance Regulations
Veterans Burial Regulations
Veterans Care Regulations
Veterans Estates Regulations
Veterans Insurance Regulations
Veterans Land Regulations
Veterans Rehabilitation Regulations
Vetcraft Shops Regulations
Veterans Treatment Regulations
Veterans Appeal Board Regulations
War Service Grants Regulations

Legislative Mandate

The acts and regulations administered by the Minister of Veterans Affairs are:

ACTS

Army Benevolent Fund Act
Allied Veterans Benefits Act
Compensation for Former Prisoners of War Act
Children of War Dead (Education Assistance) Act
Civilian War Pensions and Allowances Act
Department of Veterans Affairs Act
Fire Fighters War Service Benefits Act
Halifax Relief Commission Pension Continuation Act
Pension Act
Reinstatement in Civil Employment Act
Returned Soldiers Insurance Act
Special Operators War Service Benefits Act
Soldier Settlement Act
Supervisors War Service Benefits Act
Veterans Appeal Board Act
Veterans Benefit Act
Veterans Business and Professional Loans Act
Veterans Insurance Act
Veterans Land Act
Veterans Rehabilitation Act
Womens Royal Naval Services and the South African Military
Nursing Service (Benefits) Act
War Service Grants Act
War Veterans Allowance Act

REGULATIONS

Army Benevolent Fund Regulations
Assistance Fund (W.V.A. And C.W.A) Regulations
Children of War Dead (Education Assistance) Regulations
Delegation of Powers (VLA) Regulations
Execution of Building Contract Regulations
Execution of Documents Regulations
Execution of Leases Regulations
Execution of Purchase of Property Documents Regulations
Flying Accidents Compensation Regulations
Guardianship of Veterans Property Regulations
Last Post Fund Regulations
Payments to Estates Regulations
Pensioners Training Regulations

898-VAC

VETERANS BURIAL AND LAST POST FUND REGULATIONS

These proposed regulations will allow for: (1) the amalgamation of the funeral and burial programs under the Department of Veterans Affairs Act and the Pension Act into one single program and (2) the alignment of the Last Post Fund Program with the departmental program. These amendments will allow for greater equality in the treatment of veterans as current programs do not offer identical benefits.

Anticipated Impact: The proposed amendments would provide a simpler and speedier process for clients applying for benefits and provide for greater administrative efficiency. These changes should be looked upon favorably by veterans and veterans' organizations.

Statutory Authority: Department of Veterans Affairs Act, R.S.C. 1970, c.V-1.

Expected Date of Prepublication: Last quarter, 1988.

Contact: W.D. Mogan, Director General, Income and Special Programs Division, Charlottetown, P.E.I., C1A 8M9. Tel.: (902) 566-8118.

899-VAC

PENSIONERS TRAINING REGULATIONS

These proposed regulations will increase the amount of financial assistance that may be paid towards the cost of educational training, in line with similar changes made recently to the Education Assistance program.

Anticipated Impact: Increased benefits would be favored by veterans' organizations and those individuals receiving benefits from this program.

Statutory Authority: Department of Veterans Affairs Act, R.S.C., 1970, c.V-1.

Expected Date of Prepublication: Second quarter, 1988.

Contact: W.D. Mogan, Director General, Income and Special Programs Division, Charlottetown, P.E.I., C1A 8M9. Tel.: (902) 566-8118.

900-VAC

VETERANS AND RETURNED SOLDIERS INSURANCE REGULATIONS

These proposed regulations will improve the processing of those cases where a beneficiary of a veteran cannot be located. Under the proposed regulations, payment could be made to a contingent beneficiary or the estate.

Anticipated Impact: This amendment is for administrative purposes and will have an impact on contingent beneficiaries only. Less than one percent of cases processed are in this category.

Statutory Authority: Returned Soldiers Insurance Act, 1920, c.54, s.1 and Veterans Insurance Act, R.S.C. 1970, c.V-3.

Expected Date of Prepublication: July, 1988.

Contact: W.D. Mogan, Director General, Income and Special Programs Division, Charlottetown, P.E.I., C1A 8M9. Tel.: (902) 566-8118.

901-VAC

VETERANS ALLOWANCE REGULATIONS

These proposed regulations are administrative amendments resulting from recent changes to the War Veterans Allowance Act. These changes relate to the assessment of income and harmonization of the War Veterans Allowance program with the Guaranteed Income Supplement Program of Health and Welfare Canada.

Anticipated Impact: These amendments are intended to further simplify the administration of the War Veterans Allowance program and should be looked upon favorably by veterans.

Statutory Authority: War Veterans Allowance Act, R.S.C. 1970, c.W-5.

Expected Date of Prepublication: Fall, 1988.

Contact: W.D. Mogan, Director General, Income and Special Programs Division, Charlottetown, P.E.I., C1A 8M9. Tel.: (902) 566-8118.

902-VAC

ASSISTANCE FUND (WVA AND CWA) REGULATIONS

These proposed regulations introduce administrative changes to existing regulations relating to adjudication procedures when veterans and their dependents require emergency funds. Available funds will be more readily targeted to assist those veterans who are in greatest need.

Anticipated Impact: These proposed regulations would impact in a positive manner on current recipients of War Veterans Allowance, in particular, those with emergency needs.

Statutory Authority: Department of Veterans Affairs Act, R.S.C. 1970, c.V-1

Expected Date of Prepublication: July, 1988.

Contact: W.D. Mogan, Director General, Income and Special Programs Division, Charlottetown, P.E.I., C1A 8M9. Tel.: (902) 566-8118.

903-VAC

ARMY BENEVOLENT FUND REGULATIONS

These proposed regulations will update existing regulations to make them consistent with recent amendments to the Army Benevolent Fund Act. This statute has prescribed the abolishment of provincial committees and the creation of a central committee.

Anticipated Impact: These proposed regulations will introduce minor administrative changes.

Statutory Authority: Army Benevolent Fund Act, R.S.C. 1970, c.A-16

Expected Date of Prepublication: April, 1988.

Contact: W.D. Mogan, Director General, Income and Special Programs Division, Charlottetown, P.E.I., C1A 8M9. Tel.: (902) 566-8118.

ATOMIC ENERGY CONTROL BOARD

URANIUM MINES (SASKATCHEWAN): OCCUPATIONAL HEALTH AND SAFETY REGULATIONS	904-AECB
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Roles and Responsibilities

The Atomic Energy Control Board (AECB) provides for the control of the development, application and use of atomic energy in Canada, and participates on behalf of Canada in international measures of control.

It achieves this control through a comprehensive licensing system that covers all dealings in prescribed substances and equipment to assure that such substances and equipment are utilized with proper consideration for health and safety, administered with the cooperation of other federal and provincial government departments in such areas as health, environment, transport and labour. This enables the concerns and responsibilities of these departments to be taken into account before licences are issued by the Atomic Energy Control Board, providing that there is no conflict with provisions of the Atomic Energy Control Act and Regulations.

This control also extends to import and export of prescribed substances and equipment, and involves Canadian participation in activities of the International Atomic Energy Agency and the requirements of the Treaty on the Non-Proliferation of Nuclear Weapons of which Canada is a signatory. It covers both national and international security of nuclear materials and the safeguarding of nuclear materials.

The board reports to Parliament through a designated minister, currently the Minister of Energy, Mines and Resources.

Legislative Mandate

The AECB was established in 1946 by the Atomic Energy Control Act. It is a departmental corporation (Schedule B) within the meaning and purpose of the Financial Administration Act. The Atomic Energy Control Act gives the Atomic Energy Control Board broad powers of regulations without specific definition of their application to the various activities subject to the act.

The AECB is also responsible for the administration of the Nuclear Liability Act, including the designation of nuclear installations and the specification of the amount of basic insurance to be carried by the operators of such designated nuclear installations. The amount of basic insurance is subject to approval by the Treasury Board.

904-AECB

URANIUM MINES (SASKATCHEWAN): OCCUPATIONAL HEALTH AND SAFETY REGULATIONS

The proposed amendment incorporates by reference Saskatchewan occupational health and safety laws for use in uranium mines in Saskatchewan. Uranium mines are subject to the Atomic Energy Control Act and Regu-

lations. The Canada Labour Code also applies to uranium mines in areas not specifically provided for in the Atomic Energy Control Regulations, as in the case of non-radiological occupational health and safety. Since 1979, the Code has contained a reference to the Saskatchewan Occupational Health and Safety Act and Mines Regulations which has ensured that the laws in Saskatchewan that apply to conventional occupational health and safety in non-uranium mines also apply in uranium mines. Recent changes to the Code, make it no longer possible to reference regulations of another jurisdiction. Therefore, amendment to the Atomic Energy Control Regulations addresses the latter requirement.

Anticipated Impact: The amendment will not change the application of occupational health and safety in Saskatchewan uranium mines and therefore will have no impact on the industry. An agreement for administration of the regulation similar to one already in force in Ontario, will be negotiated between the Atomic Energy Control Board and the Saskatchewan Ministry of Human Resources, Labour and Employment.

Statutory Authority: Atomic Energy Control Act., R.S.C. 1970, Ch. A-19, S.9.

Expected Date of Publication: Summer, 1988, Part I, *Canada Gazette*.

Contact: Mr. P.E. Hamel, Secretary, Atomic Energy Control Board, 270 Albert Street, Ottawa, Ontario. Tel.: (613) 992-9206.

905-AECB

GENERAL AMENDMENTS TO THE ATOMIC ENERGY CONTROL REGULATIONS

The Atomic Energy Control Regulations have not been amended in any significant way since 1974. These amendments are intended to incorporate changes in regulatory process that have developed since 1974, new provisions which address administrative law developments concerning fairness as well as technical changes in the requirements for radiation health and safety which have been recommended by international experts. The amendments will also consolidate the following existing regulations: Uranium and Thorium Mining Regulations, Physical Security Regulations and Transport Packaging of Radioactive Materials Regulations.

Anticipated Impact: The amendments will have financial impact on the nuclear industry in terms of regulatory process, and increased radiation protection standards and requirements. Benefits will impact on health and safety of workers and members of the public and protection of the environment.

Statutory Authority: Atomic Energy Control Act., R.S.C. 1970, Ch. A-19, S.9

Expected Date of Publication: Spring, 1988, Part I, *Canada Gazette*.

Contact: Mr. P.E. Hamel, Secretary, Atomic Energy Control Board, 270 Albert Street, Ottawa, Ontario. Tel.: (613) 992-9206.

906-AECB

REGULATION WITH RESPECT TO URANIUM EXPORTS

An amendment respecting controls on the price and quantity of uranium exports. The Atomic Energy Control Regulations control the price and quantity of uranium exports. The regulation refers to export of a "prescribed substance" and this has led to the misunderstanding that it applies to all prescribed substances. This amendment will ensure that the control applies only to the exports of uranium. The amendment will also separate the regulation from the main body of the Atomic Energy Control Regulations to make it clear that it is not related to health safety, security or protection of the environment.

Anticipated Impact: The amendment is for administrative purposes only and does not change existing practice.

Statutory Authority: Atomic Energy Control Act., R.S.C. 1970, Ch. A-19, S.9

Expected Date of Publication: Spring, 1988, Part I, *Canada Gazette*.

Contact: Mr. P.E. Hamel, Secretary, Atomic Energy Control Board, 270 Albert Street, Ottawa, Ontario. Tel.: (613) 992-9206.

907-AECB

TRANSPORT PACKAGING OF RADIOACTIVE MATERIALS REGULATIONS

These amendments conform with changes to regulations of the International Atomic Energy Agency. Regulations for the safe transport of radioactive materials published by the International Atomic Energy Agency (IAEA) are the basis for similar regulations in most countries as well as those for international air and marine organizations. As a major exporter of radioactive materials, Canada has participated in the development of IAEA regulations since their inception in 1961 and has adopted them for use in Canada. Most recently, Canada participated in a major review and updating of the IAEA regulations by experts from many countries. The results of this work have been published as IAEA Regulations for the Safe Transport of Radioactive Material, 1985 edition. These amendments will ensure that Canadian regulations for the packaging of radioactive materials conform with the revised IAEA regulations. The amendments will be presented as a complete revision of the Transport Packaging of Radioactive Materials Regulations in order to improve the clarity and presentation of the regulations.

Anticipated Impact: The amendments will include new requirements for the shippers of radioactive materials in the areas of quality assurance, testing, labelling, identification, definitions and the classification of types of packages. These will have some financial implications for the shippers due to the increased standards; on the other hand, compliance with the requirements will permit unhindered international shipments of radioactive materials while ensuring improved protection for persons.

Statutory Authority: Atomic Energy Control Act., R.S.C. 1970, Ch. A-19, S.9

Expected Date of Publication: November - December 1988, Part I, *Canada Gazette*.

Contact: Mr. P.E. Hamel, Secretary, Atomic Energy Control Board, 270 Albert Street, Ottawa, Ontario. Tel.: (613) 992-9206.

908-AECB

URANIUM MINES (ONTARIO): OCCUPATIONAL HEALTH AND SAFETY REGULATIONS

These amendments arise from changes to referenced Ontario regulations. The Uranium Mines (Ontario) Occupational Health and Safety Regulations enable the application of Ontario laws respecting non-radiological health and safety in uranium mines. To ensure conformity, the legal reference in federal regulations must be amended each time the Ontario Occupational Health and Safety Act and Regulations thereof are amended. This is determined by the Province of Ontario.

Anticipated Impact: In each case, Ontario applies a process of public consultation and impact assessment.

Statutory Authority: Atomic Energy Control Act., R.S.C. 1970, Ch. A-19, S. 9

Expected Date of Publication: The Ontario process for public consultation includes publication for comment, therefore an exemption from prepublication in Part I of the *Canada Gazette* will be requested. Publication in Part II of the *Canada Gazette* will depend on the timing of amendments proposed by Ontario.

Contact: Mr. P.E. Hamel, Secretary, Atomic Energy Control Board, 270 Albert Street, Ottawa, Ontario. Tel.: (613) 992-9206.

909-AECB

AMENDMENTS TO URANIUM MINES (SASKATCHEWAN): OCCUPATIONAL HEALTH AND SAFETY REGULATIONS

These amendments arise from changes to referenced Saskatchewan Regulations. The Uranium Mines (Sas-

katchewan) Occupational Health and Safety Regulations enable the application of Saskatchewan laws respecting non-radiological health and safety in uranium mines. To ensure conformity, the legal reference in federal regulations must be amended each time the Saskatchewan laws are amended. This may occur several times a year on a schedule determined by Saskatchewan.

Anticipated Impact: In each case, Saskatchewan applies a process of public consultation and impact assessment.

Statutory Authority: Atomic Energy Control Act., R.S.C. 1970, Ch. A-19, S.9.

Expected Date of Publication: The Saskatchewan process for public consultation includes publication for comment and therefore an exemption from prepublication in Part I of the *Canada Gazette* will be requested. Publication in Part II of the *Canada Gazette* will depend on the timing of amendments proposed by Saskatchewan.

Contact: Mr. P.E. Hamel, Secretary, Atomic Energy Control Board, 270 Albert Street, Ottawa, Ontario. Tel.: (613) 992-9206.

CANADIAN HUMAN RIGHTS COMMISSION

CANADIAN HUMAN RIGHTS PENSION AND INSURANCE REGULATIONS	910-CHRC
EMPLOYMENT EQUITY GUIDELINES, 1987	911-CHRC

Roles and Responsibilities

It is the mandate of the Canadian Human Rights Commission to ensure equality of opportunity within federal jurisdiction through its administration of the Canadian Human Rights Act. This Act prohibits discrimination on ten grounds: race, colour, national or ethnic origin, religion, age, sex, marital status, family status, disability and conviction for which a pardon has been granted. The commission is empowered to investigate complaints of discrimination, to approve settlements or to request that the president of the Human Rights Panel establish an independent human rights tribunal to consider a complaint and to end discriminatory policies and practices by means of education and research.

As well as making decisions on individual complaints, the members of the commission shape human rights policy by approving policies to guide both the public and commission staff on how to interpret the Canadian Human Rights Act.

The commission's authority encompasses all areas of federal jurisdiction including federal departments and agencies, Crown corporations, private companies which regularly transport goods or people across provincial or national borders, chartered banks, companies which handle radioactive materials, interprovincial or international pipelines, broadcasting companies and telephone companies doing business in more than one province.

The commission reports to Parliament through the Minister of Justice.

Legislative Mandate

The Canadian Human Rights Act.

910-CHRC

CANADIAN HUMAN RIGHTS PENSION AND INSURANCE REGULATIONS

At the request of the Canadian Human Rights Commission, the governor-in-general enacted the Canadian Human Rights Pension and Insurance Regulations in January, 1980. The regulations cover pension plans, disability income insurance plans and life insurance plans administered by federal employers. These regulations define when the provisions of benefit plans which distinguish on a prohibited ground of discrimination are permissible. The regulations were amended in 1982, 1983 and 1985. These regulations must be amended again to include the most recent pension reforms and to reflect the equality provisions of the Charter of Rights and Freedoms. In the latter case these provisions have raised concerns that the exceptions provided in the existing regulations are not defensible under the Charter.

Anticipated Impact: Because the amendments are generally in line with the provisions of the new Pension Benefits Standards Act (1986 c.40), an act respecting pension plans organized and administered for the benefit of persons employed in connection with certain federal works, undertakings and businesses, cost benefit analysis would indicate that these proposed amendments to the regulations will have a medium impact on the insurance industry.

Statutory Authority: Canadian Human Rights Act, S.C. 1976-77, c.33, as amended s18.

Expected Date of Publication: Spring, 1988, Part I *Canada Gazette*.

Contact: Debra Young, Director, Research & Policy Branch, Canadian Human Rights Commission, 4-90 Sparks Street, Ottawa, Ontario, K1A 1E1. Tel.: (613) 995-1151.

911-CHRC

EMPLOYMENT EQUITY GUIDELINES, 1987

This guideline will protect employers implementing special programs pursuant to s15 of the Canadian Human Rights Act from complaints alleging that such a program is discriminatory. This section of the Act permits the adoption of special programs to improve opportunities for certain groups. In particular special programs designed for the designated groups identified by the federal Employment Equity Act - women, visible minorities, native people and the disabled - will be protected.

Anticipated Impact: This guideline will have minimal impact on employers as its purpose is to protect employers implementing employment equity as required by the Employment Equity Act, S.C. 1986, c.31.

Statutory Authority: Canadian Human Rights Act, S.C. 1976-77, c.33, as amended, s22(2).

Expected Date of Publication: Spring, 1988, Part I *Canada Gazette*.

Contact: Debra Young, Director, Research & Policy Branch, Canadian Human Rights Commission, 4-90 Sparks Street, Ottawa, Ontario, K1A 1E1. Tel.: (613) 995-1151.

CANADIAN RADIO-TELEVISION AND TELECOMMUNICATIONS COMMISSION

CABLE TELEVISION REGULATIONS, 1986	912-CRTC
RULES OF PROCEDURE	913-CRTC
TELEVISION BROADCASTING REGULATIONS, 1987	914-CRTC
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RADIO REGULATIONS, 1986: TELEVISION BROADCASTING REGULATIONS, 1987	916-CRTC

Roles and Responsibilities

The Canadian Radio-television and Telecommunications Commission (CRTC) is a public authority that is organizationally and legally independent of government departments and does not require ministerial approval for its regulatory initiatives. The CRTC was established by Parliament in 1968 by the Broadcasting Act to regulate and supervise all aspects of the Canadian broadcasting system. Its responsibilities were enlarged in 1976 by the CRTC Act, under which the commission assumed responsibility for regulating telecommunications carriers within federal jurisdiction, in accordance with the Railway Act and the National Transportation Act.

The CRTC Act provides for the appointment of nine full-time members, who are referred to in the act as the executive committee, and ten part-time members.

Under the Broadcasting Act, the CRTC must "regulate and supervise all aspects of the Canadian broadcasting system" with a view to implementing the policy outlined by Parliament in section 3 of the act. The CRTC regulates both public and private broadcasters, and has the power to issue, renew, amend, suspend, or revoke licences and to set conditions of licence for the achievement of the objectives of the act.

After consulting with part-time members, the executive committee makes decisions with respect to all broadcast licensing matters except revocations, and determines the commission's broadcasting policies. The full commission, which is composed of the executive committee and part-time members, revokes broadcasting licences, prescribes classes of broadcasting licences and makes regulations and rules of procedure.

Regulations on broadcasting matters are issued following public consultation in accordance with sub-section 16 (2) of the Broadcasting Act. Where major changes to the broadcasting regulations are proposed, this consultation takes the form of written comments and an oral public hearing, at which interested parties present their views. Public hearings are also held in connection with the issue or revocation of a licence, in accordance with section 19 (1) of the Broadcasting Act and are frequently held in connection with the renewal or amendment of a licence, pursuant to sections 19 (2) and (3). In addition, the commission solicits public opinion before existing policies and practices are developed or modified. Public opinion is crucial to the commission in its regulatory efforts to monitor the broadcasting industry and to maintain the standards expected by Canadians of their broadcasting systems.

Every broadcasting decision and order of the commission is final and conclusive except that the issue, amendment, or renewal of any broadcasting licence may be set aside or may be referred back to the commission for reconsideration and hearing, by order of the Governor in Council.

An appeal against a broadcasting decision or order of the commission may be made, with leave, to the Federal

Court of Appeal, upon a question of law or a question of jurisdiction.

The CRTC's regulatory mandate with respect to telecommunications derives from several statutes, including the Railway Act and certain provisions of the National Transportation Act that apply to telecommunications, and the acts of incorporation of the federally regulated carriers. Section 320 of the Railway Act requires that a carrier's rates be filed for approval by the commission, and Section 321 states that all such rates shall be just and reasonable, and that a carrier shall not unjustly discriminate or give any undue preference or advantage in respect of its rates, services, or facilities.

Only full-time commissioners may make decisions with respect to telecommunications matters though, on occasion, part time members or other persons designated under section 81 of the National Transportation Act inquire into and report on telecommunications matters. The CRTC also seeks public comment on applications from federally regulated carriers and often holds public hearings with respect to general rate increases or significant policy issues.

Under Section 64 of the National Transportation Act, the governor in council can vary or rescind, but not refer back, decisions made by the commission relating to the federally regulated telecommunications carriers. An appeal against a telecommunications decision or order of the commission may be made, with leave to the Federal Court of Appeal upon a question of law or a question of jurisdiction.

The adjudicative activities of this agency such as the licensing of broadcasting undertakings or the approval of the interconnection of telecommunications carriers frequently respond to private sector initiatives and cannot, therefore, be planned in advance. In some instances, notices of these activities are published in Part I of the *Canada Gazette*. However, if readers wish to obtain complete information on adjudicative activities, they should consult either the CRTC Annual Report, or Part III of the Main Estimates, or consult directly with the commission.

Legislative Mandate

Canadian Radio-television and Telecommunications Act, S.C. 1974-75, C. 49

Broadcasting Act, R.S.C. 1970, C. B-11, as amended
National Transportation Act, R.S.C. 1970, C. N-17
Railway Act, R.S.C. 1970, C. R-2.

912-CRTC

CABLE TELEVISION REGULATIONS, 1986

In the summer of 1987, the commission held a public hearing at which it considered, among other matters ap-

plications to distribute specialty services as part of the basic service offered by cable licensees. Should the commission decide to approve any of these applications, it may be necessary to amend the Cable Television Regulations, 1986.

The impact of a commission decision to approve the distribution of specialty services as part of the basic service was discussed at the public hearing. In addition, should any amendments to the regulations be proposed, members of the public may point out to the commission the impact such changes may have.

The commission expects to issue its licensing decisions by the end of 1987 or the beginning of 1988. Any amendments to the regulations will take place shortly thereafter.

Statutory Authority: Broadcasting Act, R.S.C. 1970, c. B-11 as am., subsection 16(1).

Expected Date of Publication: Winter, 1987-88.

Contact: Rosemary Chisholm, Director, Planning & Proceedings, 1 Promenade du Portage, Central Building, Hull, Quebec, K1A 0N2. Tel.: (819) 997-4427.

913-CRTC

RULES OF PROCEDURE

The current CRTC Rules of Procedure governing the procedure followed by the commission in dealing with the issue, amendment and renewal of broadcast licences have been in force since 1971. It is anticipated that the commission will be releasing completely revised Rules of Procedure for public comment. The revised rules should streamline the procedures that are followed by the commission. The impact of the changes will be ascertained following consideration of the comments of members of the public.

Statutory Authority: Broadcasting Act, R.S.C. 1970, c. B-11, as am., s.21.

Expected Date of Publication: Winter, 1987-88.

Contact: Rosemary Chisholm, Director, Planning & Proceedings, 1 Promenade du Portage, Central Building, Hull, Quebec, K1A 0N2. Tel.: (819) 997-4427.

914-CRTC

TELEVISION BROADCASTING REGULATIONS, 1987

The commission is planning to review its regulatory approach to the authorization of services using the Vertical Blanking Interval (VBI). VBI refers to space in a television signal which is not used for the broadcast of regular television programming, but which can be used for the

broadcast to the public of information such as closed captions for the hearing impaired, with the assistance of a special receiving apparatus. Licensees currently require the approval of the commission prior to adding or modifying services that use VBI. Under the new proposal, the commission will consider that licensees are authorized to use VBI by virtue of their licence to operate their television station. In order to make it clear that the Television Broadcasting Regulations, 1987 do not apply to such use, the commission will seek an amendment to section 3.

Statutory Authority: Broadcasting Act, R.S.C. 1970, c. B-11 as am., subsection 16(1).

Expected Date of Publication: Winter, 1987-88.

Contact: Rosemary Chisholm, Director, Planning & Proceedings, 1 Promenade du Portage, Central Building, Hull, Quebec, K1A 0N2. Tel.: (819) 997-4427.

915-CRTC

RADIO REGULATIONS, 1986

The commission is planning to review its regulatory approach to the authorization of services using the Subsidiary communications Multiplex Channel (SCMO). This channel is not used for the broadcast of regular FM radio programming, but can be used to broadcast to the public, with the assistance of a special receiving apparatus. Licensees currently require the approval of the commission prior to adding or modifying services that use SCMO. Under the new proposal, the Commission will consider that licensees are authorized to use SCMO by virtue of their licence to operate their radio station. In order to make it clear that the Radio Regulations, 1986 do not apply to such use, the commission will seek an amendment.

Statutory Authority: Broadcasting Act, R.S.C. 1970, c. B-11 as am., subsection 16(1).

Expected Date of Publication: Winter, 1987-88.

Contact: Rosemary Chisholm, Director, Planning and Proceedings, 1 Promenade du Portage, Central Building, Hull, Quebec, K1A 0N2. Tel.: (819) 997-4427.

916-CRTC

RADIO REGULATIONS, 1986: TELEVISION BROADCASTING REGULATIONS, 1987

In the spring of 1987, the commission conducted a review of radio and television networking and other new audio programming developments. While the Television Broadcasting Regulations, 1987 cover both station operators and network operators, the only reference to networks in the current Radio Regulations, 1986 is the prohibition against licensees entering into an affiliation

agreement with a non-Canadian operator. Should the discussions at the spring hearing lead the commission to expand the rights and obligations of licensees operating radio networks or to modify the rights and obligations of licensees operating television networks, it may be necessary to seek amendments to the relevant regulations.

Statutory Authority: Broadcasting Act, R.S.C. 1970, B-11 as am., subsection 16(1).

Expected Date of Publication: Winter, 1987-88.

Contact: Rosemary Chisholm, Director, Planning & Proceedings, 1 Promenade du Portage, Central Building, Hull, Quebec, K1A 0N2. Tel.: (819) 997-4427.

NATIONAL ENERGY BOARD

COST RECOVERY REGULATIONS	917-NEB
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Roles and Responsibilities

The National Energy Board was established in June 1959 under the National Energy Board Act. The board is designated as a department within the meaning and purpose of the Financial Administration Act and reports to Parliament through the Minister of Energy, Mines and Resources.

The main functions of the board are set forth in the National Energy Board (NEB) Act as amended, the Energy Administration Act (EAA), and the Northern Pipeline Act (NPA). The board's activities under the latter two acts are currently suspended or dormant. The board expects to acquire certain responsibilities for combined pipelines with the proclamation of the National Transportation Act. By agreement with Labour Canada the board also administers aspects of occupational safety and health under Part IV of the Canada Labour Code for all pipelines under the board's jurisdiction.

The board functions as a quasi-judicial tribunal. It serves as a regulatory enforcement body responsible for the oversight of construction and operation of approved energy projects, and it acts as an administrator of certain programs on behalf of the federal government. The board regulates the tolls and tariffs of pipeline companies under federal jurisdiction to ensure that the tolls are just and reasonable and not unjustly discriminatory. It also serves as a source of advice to the government on specific policy questions and periodically undertakes studies of various energy issues both on its own initiative and at the request of the Minister of Energy, Mines and Resources. The board, on its own initiative, may hold inquiries into a particular aspect of the energy situation and prepare reports for the information of the government, of Parliament and of the general public.

In regulating gas, oil and power line facilities the board must be satisfied that the proposed facilities are required by the present and future public convenience and necessity; it must take into account all such matters which may appear to be relevant. Economic, market, engineering, environmental and socio-economic aspects are among the areas assessed. Any certificates and orders that are issued are subject to such terms and conditions as the board deems appropriate. Detailed routings of approved facilities are determined in the light of the applicant's proposals and of evidence brought forward.

In the case of pipelines, applications for the required construction approvals are assessed, appropriate orders issued and construction monitored. As well as ensuring compliance with any specific conditions that may apply to the construction and/or operations stages, all pipelines and power lines under the board's jurisdiction are monitored to ensure that high safety standards are maintained and that adequate measures are taken to protect the environment. As discussed above, by agreement with Labour Canada, the board also administers aspects of occupational safety and health under Part IV of the Canada Labour Code for all pipelines under the board's jurisdiction.

Regulation of Pipeline Tolls and Tariffs involves consideration of the detailed methodology of regulation as appropriate, of the capital and operating costs and of the necessity for an adequate return on investment so that capital can be attracted as needed to maintain and extend service. The board audits the accounts of pipeline companies and monitors their financial performance.

In regulating exports and imports the board must have regard to all considerations that appear to it to be relevant. In the case of exports of electric power and gas, the board's deliberations include consideration of matters such as Canada's reasonably foreseeable requirements, the supply outlook and price. Applications for authorization to import gas are considered in the depth required to protect Canadian interests. Any export or import licences or orders issued are subject to such terms and conditions as are appropriate and performance is monitored.

Public hearings are required by the NEB Act for all applications for certificates of public convenience and necessity, except where exempted (e.g., pipelines of 40 kilometres or less), for long-term licences for export of crude oil, oil products, electricity and natural gas, and applications for major changes in rates, tolls and tariffs. Proceedings before the board are initiated by filing, with the secretary of the board, an application in writing. Following public notice, any person intending to oppose or intervene in any application must file a written statement together with supporting documentation.

Decisions regarding rates, tolls and tariffs of pipeline companies, orders authorizing the export of propane and butane for periods of up to one year and the export of natural gas for periods of up to two years, and oil export orders granted for less than one or two years depending on the type are issued by the board without reference to the Governor in Council.

917-NEB

COST RECOVERY REGULATIONS

These proposed regulations will permit the National Energy Board to recover the costs of regulation directly from regulated companies.

Anticipated Impact: NEB annual costs of some \$25 million will be recovered from regulated companies rather than being paid out of general government revenues. By having regulatory costs borne by a specific segment of the economy greater visibility and efficiency in spending is expected.

Statutory Authority: To be determined.

Expected Date of Publication: Late 1988.

Contact: J.S. Klenavic, Secretary, National Energy Board, 473 Albert Street, Ottawa, Ontario, K1A 0E5. Tel.: (613) 990-3167.

918-NEB

NATIONAL ENERGY BOARD RULES OF PRACTICE AND PROCEDURE

The board's Rules of Practice and Procedure are being revised in the light of technological changes, experience, and the need to streamline the review process. Revisions to the rules were made following discussions with interested parties. A draft of the revised rules was distributed to interested parties (including industry and the provinces) in early 1985, with the request that the draft rules be followed in proceedings before the board.

Anticipated Impact: The public will be better informed about the board's practices and procedures; processes will be streamlined.

Statutory Authority: National Energy Board Act, S.7.

Expected Date of Publication: Early to mid 1988. These rules are not subject to Governor in Council approval, but are subject to examination by Justice and publication in the *Canada Gazette*.

Contact: J.S. Klenavic, Secretary, National Energy Board, 473 Albert Street, Ottawa, Ontario, K1A 0E5. Tel.: (613) 990-3167.

919-NEB

ONSHORE PIPELINE REGULATIONS

These proposed regulations specify the requirements for the protection of property and the environment and the safety of the public and the company's employees in the construction, operation and abandonment of an onshore pipeline.

The new regulations will represent a consolidation of the current Gas Pipeline Regulations and Oil Pipeline Regulations, thereby eliminating inconsistencies in technical requirements and regulatory approach between the two. The new regulations also incorporate certain requirements of the Pipeline Companies Records Preservation Regulations.

These regulations were developed in close consultation with an Industry Task Force and have been favourably received by the industry at large. It is anticipated that the regulations, once issued, may be revised as the result of recommendations made in the board's report of an investigation into a fatal accident which took place in 1985. The board has invited industry and interested parties to comment on these recommendations and has deferred initiating any regulatory action on the recommendations until these comments have been reviewed. It is too early to tell whether the amendments will be put forward in 1988.

Anticipated Impact: These regulations will provide a uniform level of safety and environmental protection for onshore oil and gas pipelines under the board's jurisdiction.

The regulations are more flexible than the ones they replace and have simplified or eliminated certain submission requirements. The regulations will be revised as needed to keep abreast of technological advances and changing circumstances.

Statutory Authority: National Energy Board Act, S.39.

Expected Date of Publication: These regulations are in the latter stages of the legal examination by PCO Justice. It is expected that they will be published in early 1988.

Contact: J.S. Klenavic, Secretary, National Energy Board, 473 Albert Street, Ottawa, Ontario, K1A 0E5. Tel.: 990-3167.

920-NEB

OFFSHORE PIPELINE REGULATIONS

These proposed regulations will cover the safety and environmental protection requirements for the construction, operation and abandonment of offshore pipelines. Draft Offshore Pipeline Regulations, based upon CSA Standards, have been developed in close cooperation with all aspects of the industry. The regulations avoid any regulatory delay that might be caused by the absence of such regulations should industry proceed with development of offshore production.

Anticipated Impact: There will be a uniform level of safety and environmental protection to offshore pipelines under NEB jurisdiction. Similar regulations have satisfactorily covered onshore pipelines for twenty-five years. The regulations have been, and will be, subject to revision as needed to keep abreast of technological advances and changing circumstances.

Statutory Authority: National Energy Board Act, S. 39.

Expected Date of Publication: The proposed regulations have already been made available in draft form for comments and will be further discussed with industry early in 1988. As no projects involving offshore pipelines are expected to be active in 1988, the publication will be carried out approximately mid-1988 with a view to ensuring that the regulations are in place before the end of 1988.

Contact: J.S. Klenavic, Secretary, National Energy Board, 473 Albert Street, Ottawa, Ontario, K1A 0E5. Tel.: 990-3167.

921-NEB

PIPELINE CROSSING REGULATIONS

These proposed regulations will reduce the administrative requirements associated with the crossing of pipelines by roads, railways, or other utilities. The NEB currently approves some 800 to 1,000 applications per year

thereby authorizing third parties to cross NEB regulated pipelines. In mid-1986, the board proposed to regulated companies and other interested parties that this administrative requirement be reduced in cases where both parties agreed and accepted the board's standard procedures for safety and environmental protection. Considering that third party damage during such crossings is one of the major causes of pipeline failures in North America, the regulations also address safe field practices by both the pipeline company and the utility. The regulations are not likely to contain a sunset provision but would be reviewed periodically by the board to ensure that they are accomplishing their purpose.

Anticipated Impact: These proposed regulations would reduce regulatory burden while preserving safety and environmental protection standards. The NEB would retain essentially its current role in those cases where there is any dispute between parties on procedures to follow, or deviations from standards. The NEB would also audit the activities of the pipeline companies and utilities to ensure compliance with the prescribed procedures and standards.

Statutory Authority: National Energy Board Act, S.39 and ss.77(2).

Expected Date of Publication: Early 1988.

Contact: J.S. Klenavic, Secretary, National Energy Board, 473 Albert Street, Ottawa, Ontario, K1A 0E5. Tel.: (613) 990-3167.

Statutory Authority: National Energy Board Act, S. 41.

Expected Date of Publication: Early 1988.

Contact: J.S. Klenavic, Secretary, National Energy Board, 473 Albert Street, Ottawa, Ontario, K1A 0E5. Tel.: (613) 990-3167.

922-NEB

CROSSING REGULATIONS FOR INTERNATIONAL POWER LINES

These proposed regulations will specify the technical standards which must be met by utilities, roads, or rail crossings of an international power line. The 1983 revision of the National Energy Board Act made it necessary for the board to approve all crossings involving international power lines and other utilities. The Board can, however, make regulations prescribing the conditions under which leave of the board to make such crossings would not be necessary. New regulations are being drafted, specifying the technical standards to which crossings must be built but limiting the involvement of the board to those cases where an agreement cannot be reached between the parties involved. This will ensure the technical adequacy of crossings while keeping the regulatory burden to a minimum. A proposal was distributed in 1986 for comments by industry, provinces and other interested parties, and their comments have been taken into account in drafting the regulations to be sent forward to the Department of Justice.

Anticipated Impact: The public will be better informed about the technical and environmental protection standards for crossings of international power lines; regulatory burden will be minimized.

NATIONAL TRANSPORTATION AGENCY

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Roles and Responsibilities

The National Transportation Agency (NTA) created pursuant to the National Transportation Act, 1987 (NTA, 1987) will replace the Canadian Transport Commission, beginning in 1988, as the federal agency responsible for the economic regulation of transportation activities coming under the jurisdiction of Parliament. The agency will also be responsible for rail safety standards and enforcement and rail accident investigations until such time as these safety programs are transferred to Transport Canada and a Transportation Accident Investigation Board is established and takes over responsibility for investigating rail accidents. The agency has all the powers, rights and privileges of a superior court with respect to matters within its jurisdiction; it may make regulations with Governor in Council approval and issue decisions and orders regarding these matters. The agency's decisions are subject to review by the agency; to appeal to the Federal Court on questions of law; and to petition to the Governor in Council.

The agency is guided in carrying out its duties by the National Transportation Policy set out in section 3 of the NTA, 1987: "... a safe, economic, efficient and adequate network of viable and effective transportation services making the best use of all available modes of transportation at the lowest total cost is essential ...". The agency may also be guided by binding policy directions issued by the Governor in Council. The agency exercises its powers through a board and is organized into four program branches: Transportation Subsidies, Market Entry and Analysis, Dispute Resolution, Rail Safety, and three administrative support branches.

Legislative Mandate

The agency performs all the functions vested in it by the:

- National Transportation Act, 1987
- Railway Act
- Atlantic Region Freight Assistance Act
- Maritime Freight Rates Act
- Railway Relocation and Crossing Act
- Western Grain Transportation Act
- Transportation of Dangerous Goods Act
- Canada Shipping Act
- Shipping Conferences Exemption Act, 1979
- Pilotage Act
- Motor Vehicle Transport Act, 1987
- Canadian National Railway Act
- Government Railway Act
- Energy Supply Emergency Act, 1979
- St-Lawrence Seaway Authority Act
- National Energy Board Act
- Access to Information Act
- Privacy Act.

923-NTA

NEW AIR TRANSPORTATION REGULATIONS RESPECTING THE CARRIAGE OF DISABLED PERSONS

The agency will carefully examine the Report of the Special Panel of the Air Transport Committee of the Canadian Transport Commission on the Subject of a special air fare policy for the attendants of disabled passengers and for additional seats for disabled and obese passengers to determine what regulations may be required so that such physically-challenged people have their transportation needs satisfied.

Anticipated Impact: Regulations respecting the transportation of disabled persons may impose a regulatory burden upon air carriers. However, it will be an objective of the regulations that this burden be minimized as much as possible while still maintaining the objective of the legislation and that, from the public-interest perspective, the benefits that would accrue to physically-challenged persons would significantly outweigh such burden.

Statutory Authority: National Transportation Act, 1987, Part II, s.102.

Expected Date of Prepublication: Winter, 1988.

Contact: Dispute Resolution Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-2691.

924-NTA

RAILWAY INTERSWITCHING REGULATIONS

The Railway Interswitching Regulations prescribe the terms and conditions by which railway freight cars are switched between the lines of different railways. The regulations apply to all traffic moved within a radius of 30 km between an interchange connecting two railways and a shipper's facilities at either origin or destination of a traffic movement. The rate for interswitching is prescribed and includes reductions for switching several cars at the same time or switching a greater number of cars. Interim rates and zones for interswitching to become effective January 1, 1988, will be more closely defined by a new rate and zone structure determined by a consultative process comprised of a steering committee and working group chaired by agency officers and composed of shippers and carriers representatives. The final regulations are expected to become effective during 1988. The regulations are to be reviewed as circumstances warrant.

Anticipated Impact: Interswitching enhances rail intramodal competition for shippers with the associated benefits of such competition. Railways must increase efficiency and competitiveness. The largest impact in this area has been caused by the changes in legislation due to the new National Transportation Act, 1987. The interim regulations will implement this legislation and should suc-

cessfully resolve most of the major issues associated with interswitching. If the interim regulations resolve most issues, the amended final regulations will have a relatively low impact.

Statutory Authority: National Transportation Act, 1987, Part III, s. 152.

Expected Date of Prepublication: Summer, 1988.

Contact: Dispute Resolution Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 953-4653.

925-NTA

REGULATION RESPECTING APPLICATION, HANDLING, AND MAINTENANCE OF LOCOMOTIVE EVENT RECORDERS

Past experience arising from certain freight and passenger train accidents has indicated a requirement for universal usage of locomotive event recorders as a train operations monitoring device and accident investigative tool. The Agency is developing regulations that will provide for improved safety through a more effective monitoring of train operations through the use of "event recorders."

Anticipated Impact: The potential impacts of the regulation have been assessed and it is considered that the universal application of train operations recorders will enhance future and compatible technological improvements with associated efficiencies for the railways. It is expected that safety of employees and the public will also be enhanced by the ability to monitor train operations and by use as an investigative tool. The expense involved will be outweighed by the enhanced safety in train operations.

Statutory Authority: National Transportation Act, 1987, Part I, s. 27 and Railway Act, s. 227.

Expected Date of Prepublication: Winter, 1988.

Contact: Rail Safety Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-7621.

926-NTA

REVISION TO TRAIN AIR BRAKES REGULATIONS CRC c. 1179

The current regulations and standing instructions of the railways are deficient in the matter of procedures, methods and practices. The agency has proposed to revise the existing regulations to make them reflect current safety requirements for the inspection, testing and operation of train air brakes.

Anticipated Impact: The anticipated economic impact is considered to be minor while realizing an improvement to the safety of employees and the public.

Statutory Authority: National Transportation Act, 1987, Part I, s. 27 and Railway Act, s. 227.

Expected Date of Prepublication: Summer, 1988.

Contact: Rail Safety Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-7621.

927-NTA

RAILWAY FREIGHT CAR MINIMUM INSPECTION AND SAFETY STANDARDS

Among recommendations of the Show Cause Hearing on Railway Safety and of the Report and Recommendations to the RTC with regard to the McGregor Inquiry were certain requirements with respect to the inspection and safety standards of freight cars. New regulations have been drafted.

Anticipated Impact: The economic impact will be minimal while improving public safety.

Statutory Authority: National Transportation Act, 1987, Part I, s. 27 and Railway Act, s. 227.

Expected Date of Prepublication: Summer, 1988.

Contact: Rail Safety Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-7621.

928-NTA

AMENDMENT TO RAILWAY MOTIVE POWER EQUIPMENT REGULATIONS (LOCOMOTIVE SAFETY CONTROLS) CRC c. 1169

As a result of action taken on the recommendation of the Commission of Inquiry into the Hinton Train Collision, the device known as the "deadman's pedal" when used in freight and passenger service will not constitute compliance with current regulations. This amendment provides for application and usage of modern electronic vigilance systems.

Anticipated Impact: The economic impact has been assessed as being minimal while enhancing the safety of railway employees and the public.

Statutory Authority: National Transportation Act, 1987, Part I, s. 27 and Railway Act, s. 227.

Expected Date of Prepublication: Spring, 1988.

Contact: Rail Safety Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-7621.

929-NTA**REGULATIONS RESPECTING THE MEDICAL EXAMINATION OF RAILWAY EMPLOYEES**

The report dated December 1986 of the Commission of Inquiry into the Hinton Train Collision referred to inadequacies respecting medical examination and fitness standards of railway operating employees. A draft regulation is being developed to address the concerns outlined in the report.

Anticipated Impact: It is expected that safety for both employees and the public will be enhanced through application of the proposed regulations. The economic impact will be minimal.

Statutory Authority: National Transportation Act, 1987, Part I, s. 27 and Railway Act, s. 227.

Expected Date of Prepublication: Fall, 1988.

Contact: Rail Safety Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Telephone (819) 997-7621.

930-NTA**REVISION TO RAILWAY VISION AND HEARING EXAMINATION REGULATIONS CRC c. 1173**

By the process of public hearings, the agency is revising current regulations, utilizing new technology to correct deficiencies in procedures, methods and practices used in determining vision and hearing requirements for railway employees.

Anticipated Impact: The potential social impacts of the revision will be to enhance equal opportunity for employment and security of continued employment by adoption of modified standards and recognized medical procedures.

Statutory Authority: National Transportation Act, 1987, Part I, s. 27 and Railway Act, s. 227.

Expected Date of Prepublication: Summer, 1988.

Contact: Rail Safety Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-7621.

931-NTA**RAILWAY PASSENGER CAR SAFETY REGULATIONS**

Past experience arising from passenger train incidents has indicated a requirement for safety-related regulations respecting passenger car equipment. The agency is developing regulations that will provide improved safety standards for the travelling public.

Anticipated Impact: The potential impacts of the regulation have been assessed as being economically minimal while providing an increased level of safety for both railway employees and the public.

Statutory Authority: National Transportation Act, 1987, Part I, s. 27 and Railway Act, s. 227.

Expected Date of Prepublication: Fall, 1988.

Contact: Rail Safety Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-7621.

932-NTA**REVISION TO REGULATIONS NO. 0-8 REGARDING ENGINE WHISTLE SIGNALS**

Section 248 of the Railway Act and regulations no. 0-8 contain requirements for the sounding of a locomotive whistle when approaching public highway crossings. A revision to regulations no. 0-8 is contemplated following proposed revisions to the Railway Act.

Anticipated Impact: The economic impact is assessed as being minimal. Some social impact of improved safety at public highway crossings is expected by improving effectiveness of locomotive warning whistle procedures.

Statutory Authority: National Transportation Act, 1987, Part I, s. 27 and Railway Act, s. 227 and 228.

Expected Date of Prepublication: Spring, 1989.

Contact: Rail Safety Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-7621.

933-NTA**AIR TRANSPORTATION REGULATIONS RESPECTING INTERNATIONAL SERVICES**

The government's 1985 "Freedom Move" discussion paper did not propose basic changes to the way in which international air services should be operated. Consequently, the National Transportation Act, 1987 and the first edition of the Air Transportation Regulations did not make many substantive changes from what formerly was in place. Notwithstanding the foregoing, however, great opportunities exist for the streamlining and modernization of regulations pertaining to international charters, international tariffs and international service schedules. It is proposed, therefore, to streamline and modernize the regulations respecting international services.

Anticipated Impact: Changes to streamline and modernize the regulations respecting international services will benefit both the carriers and the public users.

Statutory Authority: National Transportation Act, 1987, Part II, s.102.

Expected Date of Prepublication: Spring, 1989.

Contact: Market Entry and Analysis Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-2691.

934-NTA

AIR TRANSPORTATION REGULATIONS: AIR COURIER REGULATIONS

At present, domestic air courier services to, from or between points in northern Canada, and international air courier services, are permitted to be operated by air carriers licensed to perform charter flights but such matters as the type of goods, the maximum weight of packages that may be carried on courier services are limited by regulations. In the case of international air courier services a further limit is imposed with respect to the group of aircraft that may be operated. To make the provision of courier services more responsive to the needs of shippers and clients, amendments to the courier regulations will be proposed that will broaden the range of goods and increase the weight of shipments that may be transported.

Anticipated Impact: The amended regulations are expected to enhance competition between scheduled (unit toll) air carriers and charter air carriers in the transportation of sensitive goods. More options will be available to shippers in sending a wider range of urgent material, particularly to consignees located in northern and remote areas of Canada.

Statutory Authority: National Transportation Act, 1987, Part II, s.102.

Expected Date of Prepublication: Winter, 1988.

Contact: Market Entry and Analysis Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-2691.

935-NTA

AIR TRANSPORTATION REGULATIONS: WEIGHT GROUPINGS OF FIXED WING AIRCRAFT

The present regulations enable the agency to prescribe conditions for certain licences in respect of the group of aircraft that may be operated. The regulations now divide aircraft into eight groupings on the basis of their maximum take-off weight. For example, Group A now comprises aircraft having a maximum take-off weight on wheels of up to 4,300 pounds (eg. Cessna 172) and Group H pertains to aircraft having a maximum take-off weight on wheels of greater than 350,000 pounds (eg. Boeing 747). The licensing system for northern Canadian and international operations requires an air carrier to

make application to the agency if it wants to operate aircraft in a different group than the group or groups to which its licence is restricted. It is proposed to reduce the number of groups of aircraft while broadening the range of each such group. This would ease the application burden on air carriers and to allow them more independent action in choosing the most appropriate aircraft to operate.

Anticipated Impact: The amended regulations are expected to more closely mesh with the various types of air services engaged in by the varying levels of operators, from the bush plane carrier to the international airline. The fewer and broader weight groups will permit carriers to respond quickly and appropriately to changing requirements within their segments of the market.

Statutory Authority: National Transportation Act, 1987, Part II, s.102.

Expected Date of Prepublication: Spring, 1988.

Contact: Market Entry and Analysis Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-2691.

936-NTA

AIR TRANSPORTATION REGULATIONS: CLASSIFICATION OF AIR SERVICES

Formerly, under these air-carrier regulations nine numerals (and sub-sets of some of these numerals) were used to classify the various types of air services. In the interests of ensuring a smooth and easily recognizable transition of former licence authorities to the administration of the agency, it was decided to retain the "old" numerical licence classifications where such classifications were not inconsistent with the National Transportation Act 1987. Therefore, the present regulations contain licence classifications in respect of the numerals 1,2,3,4 and 9, with one sub-set of number 4 and three sub-sets of number 9. To update the classification system and to sharpen distinctions between different licence types, it is proposed that the classification system be revised to more adequately reflect the current situation in the air industry.

Anticipated Impact: A reclassification of air services is expected to not only clean up an outdated numbering system but is also expected to more adequately portray the types of services which can be performed within each classification.

Statutory Authority: National Transportation Act, 1987, Part II, s.102.

Expected Date of Prepublication: Summer, 1988.

Contact: Market Entry and Analysis Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-2691.

937-NTA**REGULATIONS RESPECTING THE NOTIFICATION, REPORTING, RECORDING, AUDIT AND INVESTIGATION OF ACCIDENTS AND INCIDENTS OCCURRING UPON THE RAILWAY CRC c. 1164**

The agency is revising existing regulations to more adequately categorize what constitutes a reportable occurrence coincident with updating of terminology to reflect usage of new technology.

Anticipated Impact: The economic impact of this revised regulation will be minimal. Improved reporting requirements and record analysis will result in increased safety for the travelling public.

Statutory Authority: National Transportation Act, 1987, Part I, s. 27 and Railway Act, s. 227.

Expected Date of Prepublication: Spring, 1988.

Contact: Rail Safety Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-7621.

938-NTA**RAILWAY HIGHWAY CROSSING AT GRADE REGULATIONS CRC c. 1184**

There is a need for clarification of certain sections of the current regulations and improvement of signals. Revised regulations are being developed.

Anticipated Impact: The anticipated economic impact resulting from the required maintenance of sight lines by the railways and from partially subsidized installation of new railway-highway crossing warning signs will be low while enhancing safety of the public.

Statutory Authority: National Transportation Act, 1987, Part I, s. 27 and Railway Act, s. 227.

Expected Date of Prepublication: Spring, 1988.

Contact: Rail Safety Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-7621.

939-NTA**HIGHWAY CROSSING PROTECTIVE DEVICES REGULATIONS CRC c. 1183**

In certain areas of application there is a need for clarification. The current regulations have been revised and are currently under review by the Privy Council Office and the agency.

Anticipated Impact: A low economic impact will result from 1) clarifying the intent and scope of the existing Regulations, and 2) improving procedural guidelines when applying for modification to Highway Crossing Protective Signal Systems.

Statutory Authority: National Transportation Act, 1987, Part I, s. 27 and Railway Act, s. 227.

Expected Date of Prepublication: Spring, 1988.

Contact: Rail Safety Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-7621.

940-NTA**RAILWAY SIGNAL SYSTEMS REGULATIONS**

Consideration is being given to developing regulations that will be compatible with modern technology and maintenance practices. The proposed regulations will replace the Railway Interlocking Systems Regulations (No. E-13) CRC c. 1192 and Railway Signal and Traffic Control Systems Regulations (No. E-14), CRC c. 1194.

Anticipated Impact: There will be a low economic impact arising from consolidation of Regulations E-13 and E-14 coincident with the incorporation of modern technology.

Statutory Authority: National Transportation Act, 1987, Part I, s. 27 and Railway Act, s. 227.

Expected Date of Prepublication: Spring, 1988.

Contact: Rail Safety Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-7621.

941-NTA**RAILWAY SERVICE EQUIPMENT CARS REGULATIONS**

Certain railways have been experiencing operational difficulties respecting compliance with the regulations for the Transportation of Dangerous Commodities by Rail. The agency is proposing to amend certain portions of the existing regulations.

Anticipated Impact: There will be no social or economic impact.

Statutory Authority: National Transportation Act, 1987, Part I, s. 27 and Railway Act, s. 227.

Expected Date of Prepublication: Summer, 1988.

Contact: Rail Safety Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-7621.

942-NTA**AMENDMENT TO REGULATIONS NO. 0-8
UNIFORM CODE OF OPERATING RULES, CRC
c. 1175, REGARDING BLUE FLAGGING**

The agency has established that the current section 6 of regulations no. 0-8 does not satisfactorily provide for implementation of present day technology, such as electrically locked switches, for the protection of employees working in the railway plant. A comprehensive revision to section 6 is being prepared.

Anticipated Impact: The economic impact will be minimal. The safety of employees will be enhanced by standardization of practices and methods used to protect employees.

Statutory Authority: National Transportation Act, 1987, Part I, s. 27 and Railway Act, s. 227 and 228.

Expected Date of Prepublication: Fall, 1988.

Contact: Rail Safety Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-7621.

943-NTA**RAILWAY CLEARANCES REGULATIONS CRC c.
1189**

The agency has established there is a need to identify changes to certain railway clearances requirements and to convert measurements to metric equivalents.

Anticipated Impact: The revision will improve the personal safety of railway employees with minimal associated expense.

Statutory Authority: National Transportation Act, 1987, Part I, s. 27 and Railway Act, s. 227.

Expected Date of Prepublication: Fall, 1988.

Contact: Rail Safety Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-7621.

944-NTA**PIPE CROSSINGS UNDER RAILWAYS
REGULATIONS CRC c. 1187**

A revision has been developed and it is proposed to incorporate the new Canadian Standards Association Standard CAN3-C22.3 No. 7-M86 entitled "Underground Systems." This enables the agency to utilize the benefits of new technology.

Anticipated Impact: The economic impact of the revision will be minimal. The use of new technology will benefit the travelling public by enhancing their safety.

Statutory Authority: National Transportation Act, 1987, Part I, s. 27 and Railway Act, s. 227.

Expected Date of Prepublication: Spring, 1988.

Contact: Rail Safety Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-7621.

945-NTA**REVISION TO RAILWAY ENGINE BELL AND
WHISTLE REGULATIONS CRC c. 1166**

Locomotive crews have complained of locomotive cab noise levels with the locomotive whistle mounted on the cab roof. A revision to the existing regulations is being developed to provide for relocation of the whistle while retaining an acceptable warning sound level in advance of the locomotive.

Anticipated Impact: The financial impact will be minimal while providing for a more positive level of safety to the public.

Statutory Authority: National Transportation Act, 1987, Part I, s. 27 and Railway Act, s. 227.

Expected Date of Prepublication: Spring, 1988.

Contact: Rail Safety Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-7621.

946-NTA**RAILWAY MOTIVE POWER EQUIPMENT
REGULATIONS (LOCOMOTIVE SWITCHING
STEPS AND OTHER SAFETY APPLIANCES) CRC
c. 1169**

The safety appliance requirements for motive power units in the Railway Safety Appliance Regulations (CRC c. 1171, No. 0-10) are inadequate with respect to diesel motive power requirements. The agency has prepared an amendment to the existing regulations that will make them more compatible with current motive power requirements.

Anticipated Impact: The economic impact will be minimal. Railway employees will realize improved safety conditions.

Statutory Authority: National Transportation Act, 1987, Part I, s. 27 and Railway Act, s. 227.

Expected Date of Prepublication: Spring, 1988.

Contact: Rail Safety Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-7621.

947-NTA**REVISION TO RAILWAY SAFETY APPLIANCE STANDARDS REGULATIONS CRC c. 1171**

Currently, the safety appliance requirements for diesel locomotives are combined with those for obsolete steam locomotives and do not properly reflect modern motive power requirements. In addition, it is considered desirable to include these requirements in the Railway Motive Power Equipment Regulations (CRC, c. 1169, No. 0-21) to form an all-encompassing regulation for diesel locomotive equipment.

Anticipated Impact: The economic and social impact will be minimal.

Statutory Authority: National Transportation Act, 1987, Part I, s. 27 and Railway Act, s. 227.

Expected Date of Prepublication: Spring, 1988.

Contact: Rail Safety Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-7621.

948-NTA**REVISION TO NAVIGABLE WATERS RAILWAY BRIDGES REGULATIONS CRC c. 1186**

There is a requirement to delete from existing regulations all matters pertinent to the Canadian Coast Guard. A draft revision has been discussed with the Railway Safety Advisory Committee and the Ministry of Transport, Coast Guard. The revised regulations will relate only to railway operations.

Anticipated Impact: Any potential impact will be minimal.

Statutory Authority: National Transportation Act, 1987, Part I, s. 27 and Railway Act, s. 227.

Expected Date of Prepublication: Spring, 1988.

Contact: Rail Safety Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-7621.

949-NTA**REVISION TO ELECTRIC SPARKS PREVENTION REGULATIONS CRC c. 1181**

The agency is developing a revision that will provide improved safety related requirements for the prevention of sparks during the operation of railway fuel transfer and storage facilities.

Anticipated Impact: Any impact will be minimal.

Statutory Authority: National Transportation Act, 1987, Part I, s. 27 and Railway Act, s. 227.

Expected Date of Prepublication: Spring, 1988.

Contact: Rail Safety Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-7621.

950-NTA**REVISION TO RAILWAY PREVENTION AND CONTROL OF FIRE REGULATIONS CRC c. 1170**

The agency has prepared a draft amendment eliminating outdated references to steam locomotives, adopting use of metric measurements, authorizing alternative method of fire protection of wooden bridges and authorizing alternatives for fire suppression on railways' rights of way.

Anticipated Impact: The economic impact will be minimal.

Statutory Authority: National Transportation Act, 1987, Part I, s. 27 and Railway Act, s. 227.

Expected Date of Prepublication: Summer, 1988.

Contact: Rail Safety Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-7621.

951-NTA**AMENDMENT TO WIRE CROSSINGS AND PROXIMITIES REGULATIONS CRC c. 1195**

This amendment revokes the reference to Canadian Standards Association Standard c. 23.3 No. 1-1970 pertaining to Overhead Systems and Underground Systems being part of Canadian Electrical Code, Part III, and replaces it with the 1986 revision for Underground Systems, and the 1987 revision for Overhead Systems.

Anticipated Impact: There will be no social or economic impact.

Statutory Authority: National Transportation Act, 1987, Part I, s. 27 and Railway Act, s. 227.

Expected Date of Prepublication: Spring, 1988.

Contact: Rail Safety Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-7621.

952-NTA**AMENDMENT TO HEIGHT OF WIRES OF TELEGRAPH AND TELEGRAPH LINES REGULATIONS CRC c. 1182**

This amendment revokes the reference to Canadian Standards Association Standard c. 23.3 No. 1-1970 per-

taining to Overhead Systems and Underground Systems being part of Canadian Electrical Code, Part III, and replaces it with the 1987 revision for Overhead Systems.

Contact: Rail Safety Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-7621.

Anticipated Impact: There will be no social or economic impact.

Statutory Authority: National Transportation Act, 1987, Part I, s. 27 and Railway Act, s. 227.

Expected Date of Prepublication: Spring, 1988.

Contact: Rail Safety Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-7621.

953-NTA

OPERATING EMPLOYEES' SAFETY AND HEALTH REGULATIONS

As a result of the proclamation of Labour Canada's On Board Regulations, current regulations (CTC 1983-7 RAIL) become redundant.

Anticipated Impact: There will be no social or economic impact.

Statutory Authority: National Transportation Act, 1987, Part I, s. 27 and Railway Act, s. 227.

Expected Date of Prepublication: Summer, 1988.

Contact: Rail Safety Branch, National Transportation Agency, Ottawa, Ontario, K1A 0N9. Tel.: (819) 997-7621.

954-NTA

REVISION TO RAILWAY SAFETY APPLIANCE STANDARDS REGULATIONS CRC c. 1171 REGARDING ROLLING STOCK MANUFACTURED IN CANADA NOT IN COMPLIANCE

Current regulations for safety appliance standards do not adequately apply to current designs for special service high side gondola cars used in wood chip transportation. A revision to these regulations respecting this type of freight car is being considered.

Anticipated Impact: The potential economic impact of the revision has been assessed as being minimal while enhancing the safety of railway employees through conformity of safety appliance applications.

Statutory Authority: National Transportation Act, 1987, Part I, s. 27 and Railway Act, s. 227.

Expected Date of Prepublication: Spring, 1988.

PROGRAM EVALUATION PLANS BY DEPARTMENT

DEPARTMENT	TITLE	DATE OF INITIATION	DATE OF COMPLETION
AGRICULTURE CANADA	Animal Health survey of users of veterinary drugs	Fourth quarter Financial year 1987-1988	Second quarter Financial year 1988-1989
CONSUMER AND CORPORATE AFFAIRS CANADA	Consumer Services Funding Program Evaluation Framework	October, 1988	March, 1989
	Workplace Hazardous Materials Information System, Hazardous Materials Information Review Commission	October, 1988	October, 1989
	Corporations Evaluation	January, 1988	To be determined in planning phase
	Bankruptcy Evaluation	February, 1988	To be determined in planning phase
	Regulatory Interventions	May, 1988	To be determined in planning phase
EMPLOYMENT AND IMMIGRATION CANADA	Immigration Assistance Programs (The Immigration Settlement and Adaptation Program and the Adjustment Assistance Program)	March, 1988	Financial year 1989-1990
	Secondary Examination	April, 1988	April, 1989
	Settlement	March, 1988	Financial year 1989-1990
ENVIRONMENT CANADA	Commercial/Toxic Chemicals	September, 1986	March, 1988
	Industrial Effluent and Emission Controls	September, 1986	March, 1988
	Ocean Dumping and Marine Program	September, 1986	March, 1988
FISHERIES AND OCEANS	Evaluation of Atlantic Fisheries Operations	December, 1987	March, 1989
	Evaluation of Pacific and Freshwater Fisheries Operations	December, 1987	March, 1989
HEALTH AND WELFARE CANADA	Drug Safety, Quality and Efficacy Program	July, 1987	Draft Report June 30, 1988
	Dangerous Drugs	To be determined	To be determined

DEPARTMENT	TITLE	DATE OF INITIATION	DATE OF COMPLETION
INDIAN AND NORTHERN AFFAIRS CANADA	Lands, Estates and Membership	Study 1, April, 1987 Study 2, 1988/1989	Study 1, June, 1987 Study 2, June, 1990
	Indian Natural Resources and Trust Funds	Minerals - February, 1987; Oil and Gas - June, 1986; Forestry, Phase 1 - May, 1987; Forestry, Phase 2 - June, 1987; Forestry, Phase 3 - Second quarter 1988.	Minerals - May, 1987; Oil and Gas - March, 1987; Forestry, Phase 1 - May, 1987; Forestry, Phase 2 - Dec., 1987; Forestry, Phase 3 - Ongoing.
NATIONAL TRANSPORTATION AGENCY	Uniform Code of Operating Rules Consolidated Regulations of Canada c.1175	January, 1987	Summer, 1988
	Cost apportionment, grade separations Consolidated Regulations of Canada c.1191	May 1985	Spring, 1988
	Passenger train accessibility standards	January 1985	Summer, 1988
	Hours of rest for train and engine crews	January, 1987	Fall, 1988
	Regulatory requirements of advanced train control systems	November, 1986	Ongoing
REVENUE CANADA (CUSTOMS AND EXCISE)	Verification and enforcement assessment study including excise duty	November, 1987 (assessment phase)	April, 1988
TRANSPORT CANADA	Railway Safety	April, 1988	March, 1989
	Road Safety and Motor Vehicle	April, 1987	March, 1988
	Marine Environmental Protection	October, 1988	March, 1989
	Aviation Safety	October, 1988	June, 1989

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